



# Ceylon Government Gazette

Published by Authority.

No. 7,459 — FRIDAY, MAY 1, 1925.

## 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 further to amend "The Ceylon Evidence Ordinance, 1895."

**WHEREAS** it is expedient further to amend "The Ceylon Evidence Ordinance, 1895": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

1 This Ordinance may be cited as "The Ceylon Evidence (Amendment) Ordinance, No. of 1925."

2 Section 2 of the Principal Ordinance shall be amended by the addition of the figure "I." after the word "schedule" in line 5 thereof.

3 The following sub-section shall be substituted for sub-section (3) of section 120 of the Principal Ordinance :

(3) In criminal proceedings against a person for any offence described in schedule II. of this Ordinance, the wife or husband of such person shall be a competent and compellable witness for the prosecution at every stage of the inquiry or trial, whether such person is being charged alone or jointly with others.

4 Section 122 of the principal Ordinance shall be amended by striking out the words "or proceedings in which one married person is prosecuted for any crime committed against the other, and except in cases mentioned in section 120 (2)" in lines 6, 7, 8, and 9 thereof, and by inserting in lieu thereof the words "or in the cases mentioned in sub-sections (2) and (3) of section 120."

5 The following schedule shall be added to the principal Ordinance, the existing schedule being numbered "Schedule I." :

Preamble.

Short title.

Amendment of section 2 of the principal Ordinance.

Amendment of section 120 (3) of the principal Ordinance.

Criminal proceedings against husband or wife.

Amendment of section 122 of the principal Ordinance.

Addition of new schedule to the principal Ordinance.

## SCHEDULE II.

(See Section 120 (3).)

(1) The offences described in the following sections of the Penal Code, 1883, when committed by the accused against the person or personal liberty of his or her wife or husband: sections 300, 301, 303, 304, 314, 315, 316, 317, 318, 319, 320, 321, 322, 325, 326, 333, 334, 335, 336, 337, 338, 339, 343, 346, 347, 348, 349, 364, 486, 487, and every attempt to commit any of the said offences, and every abetment thereof.

(2) The offences described in the following sections of the Penal Code, 1883, when committed by the accused against property in the possession of, or belonging to, his or her wife or husband: sections 367, 368, 369, 371, 373, 374, 375, 376, 377, 378, 380, 381, 382, 383, 384, 386, 389, 392, 392A, 394, 395, 396, 397, 400, 401, 402, 403, 409, 410, 411, 412, 413, 418, 419, 421, 426, 466, and 472, and every attempt to commit any of the said offences, and every abetment thereof.

(3) The offences described hereunder against whomsoever committed:

(a) Penal Code, 1883, sections 306, 307, 308, 309, 345, 354, 355, 356, 357, 358, 359, 360A, 362A, 362B, 362C, 362D, 364, 364A, 365, 365A, and every attempt to commit any of the said offences, and every abetment thereof.

(b) The Vagrants Ordinance, No. 4 of 1841, sections 7, 9; and the Brothels Ordinance, No. 5 of 1889, section 1, and every abetment thereof.

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, April 18, 1925.

E. B. ALEXANDER,  
Acting Colonial Secretary.

*Statement of Objects and Reasons.*

THE Bill is the outcome of the decision of the Supreme Court in the case of *The King v. Marthelis Appu* (Case No. 8 of the First Western Circuit Criminal Sessions for 1923) in which it was ruled that where a prisoner attempted to murder his wife by shooting at her with a loaded gun, the wife could not be called as a witness for the prosecution on the ground that "no bodily injury or violence" had been "inflicted on" her person. This qualification is a distinct hardship upon the prisoner's spouse, and is not in accordance with the rule of modern English law. Sections 3 and 5 of the Bill effect the necessary amendment of the law on this point, and is based upon the English law. Representations in favour of these amendments have been made by the Bar Council of Ceylon.

2. The Bill further proposes to deal with cases relating to the protection of the property of one spouse as against the other on similar lines to those prevailing in England.

3. The other sections of the Bill effect amendments which are rendered necessary by reason of the amendment of the existing law by sections 3 and 5.

Attorney-General's Chambers,  
Colombo, March 18, 1925.

L. H. ELPHINSTONE,  
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 Districts of Matara, Tangalla, and Hambantota will be holden at the Court-house at Matara, on Monday, May 18, 1925, 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.

Deputy Fiscal's Office,  
Matara, April 22, 1925.

A. N. STRONG,  
Deputy Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that Gansabhawa records in connection with the Village Tribunal cases of the Galle District from January 1, 1923, to December 31, 1923, and counterfoils of the Village Committee tax receipts for the year 1923 will be destroyed on July 15, 1925, at the Galle Kachcheri, in terms of the Government notification published in the *Ceylon Government Gazette* December 11, 1908.

The Kachcheri,  
Galle, April 22, 1925.

T. SAM DE SILVA,  
for Government Agent.

## NOTICES OF INSOLVENCY.

In the District Court of Negombo.

No. 166/I. In the matter of the insolvency of Edwin Charles de Silva Goonesekera of Ekala.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to May 12, 1925.

By order of court, F. J. BELING,  
Negombo, April 22, 1925. Secretary.

In the District Court of Negombo.

No. 167/I. In the matter of the insolvency of Felix Joseph Perera of Gampaha.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to May 21, 1925, for the assignee's report.

By order of court, C. EMMANUEL,  
Negombo, April 24, 1925. Secretary.

In the District Court of Negombo.

No. 168. In the matter of the insolvency of Henry Fernando of Udayartoppu in Negombo.

WHEREAS Henry Fernando of Udayartoppu has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by R. J. V. de S. Wijeyaratne of Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Henry Fernando insolvent accordingly, and that the two public sittings of the court, to wit, on June 8, 1925, and on June 29, 1925, 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, F. J. BELING,  
Negombo, April 24, 1925. Secretary.

In the District Court of Kandy.

No. 1,700. In the matter of the insolvency of Edwin Fernando of 6, Victoria drive, Kandy.

WHEREAS Edwin Fernando has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his estate, under the Ordinance No. 7 of 1853, has been filed by U. H. D. J. Jayasinhe of Kandy: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on May 29, 1925, and June 26, 1925, will take place for the insolvent to surrender and conform to agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

P. MORTIMER,  
Kandy, April 28, 1925. Secretary.

In the District Court of Galle.

No. 531. In the matter of the insolvency of Abamedo Lebbe Hamido Lebbe of Gintota.

NOTICE is hereby given that a certificate of conformity as of the 2nd class has been awarded to the above-named insolvent.

By order of court, C. W. GOONEWARDENE,  
Galle, April 28, 1925. Secretary.

## NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

K. N. M. K. N. Muttiah Chetty of Sea street in Colombo ..... Plaintiff.

No. 9,150. Vs.

(1) John Mendis of Mendis Rhue, Rawatawatta, Moratuwa, (2) N. D. Alexander of Messrs. Lee, Hedges & Co., Ltd., Queen street, Fort, Colombo ... Defendants.

NOTICE is hereby given that on Saturday, May 30, 1925, at 11.30 A.M., will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 1,212, together with interest on Rs. 1,200 at 9 per cent.

per annum from July 11, 1923, till date of decree, September 4, 1923, and thereafter on the aggregate amount of the decree at legal rate of interest till payment in full, and costs of suit taxed at Rs. 260.12, less Rs. 839.65, viz. :—

All that undivided  $\frac{1}{2}$  of  $\frac{2}{3}$  parts or shares of all that land called Indikadullepelawatta and Hettiyawatta, situated at Rawatawatta in Moratuwa in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by the garden of Joronis de Soysa Dissanayaka, on the east by Galhitiyawatta *alias* Keta-kelagahawatta, on the south by the land of M. Silvestu Perera and W. Solman Fernando, on the west by the land of W. Simon Fernando and Joronis Soysa Dissanayaka; containing in extent 2 acres and 12  $\frac{48}{100}$  perches.

Fiscal's Office,  
Colombo, April 29, 1925.

N. WICKREMESINGHE,  
Deputy Fiscal.

In the District Court of Colombo.

Moona Roona Ravenna Mana Raman Chetty of 169, Sea street, in Colombo..... Plaintiff.  
No. 15,182. Vs.

(1) Gamage Chonis Nanayakkara, (2) Gamage Gregory Nanayakkara, both of 62 and 63, Keyzer street, in Colombo ..... Defendants.

NOTICE is hereby given that on Saturday, May 23, 1925, at 1 P.M., will be sold by public auction at 5, Cotta road, the following movable property mortgaged with the plaintiff by bond No. 1,650 dated December 8, 1924, and attested by S. Somasundaram of Colombo, Notary Public, and declared bound and executable under the decree entered in the above action, and ordered to be sold by the order of court dated March 16, 1925, for the recovery of the sum of Rs. 23,745, with interest thereon at 9 per cent. per annum from March 16, 1925, till payment in full, and costs of suit. less Rs. 4,259.75, viz. :—

(a) All that 27 horse power Buick seven-seater six cylinder motor car, bearing license No. C 3122.

(b) All that Ford five-seater motor car No. C 272867, bearing license No. C 3937.

Fiscal's Office,  
Colombo, April 29, 1925.

N. WICKREMESINGHE,  
Deputy Fiscal.

In the District Court of Negombo.

R. M. N. Annamalai Chetty by his attorney M. R. S. T. Muttiah Chetty of Madampe ..... Plaintiff.  
No. 15,554. Vs.

K. K. N. K. V. Velaiden Chetty of Negombo .. Defendant.

NOTICE is hereby given that on Saturday, May 23, 1925, 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, Kurana, 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. 2,546.25, with interest on Rs. 3,200 at the rate of 9 per cent. per annum from September 3, 1923, till October 17, 1922, and thereafter at 9 cent. per per annum till payment.

Fiscal's Office,  
Negombo, April 28, 1925.

M. EDIRIWIRA,  
Deputy Fiscal.

In the District Court of Colombo.

Dr. W. A. Fernando of Hurlingham, Gregory's road, Colombo, as surviving trustee for two minor children, Ethel Blanche Milicent Perera and Peterina Erin Mildred Perera..... Plaintiff.  
No. 8,743. Vs.

Mututantirige Charles Richard Fernando of Horetuduwa, Panadure ..... Defendant.

NOTICE is hereby given that on Thursday, May 28, 1925, at 4 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 Rs. 2,250, together with interest thereon at 12 per cent. per annum from January 1, 1922, to September 21, 1923, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of suit Rs. 500.95, viz. :—

An allotment of land called Pelawatta, with the trees and buildings thereon, situated at Horetuduwa in Panadure badde of Panadure totamune in the District of Kalutara, Western Province; bounded on the north by a cart road, on the east by a cart road and the properties of M. Girigoris Perera and W. Thomis Fernando, on the south by the property of W. Thomis Fernando, and on the west by the

Colombo-Galle high road; containing in extent 1 rood 8 7/100 perches according to the survey and plan thereof No. 128 dated February 25, 1920, made by John W. Fernando, Licensed Surveyor and Leveller.

Deputy Fiscal's Office,  
Kalutara, April 28, 1925.

H. SAMERESINGHA,  
Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

Daviditta Nanachand of Jaffna town, personally and as administrator of the estate of the late Daviditta Gangaram of Jaffna ..... Plaintiff.

No. 19,808. Vs.

Philippu Pavilu alias Saravanai of Vannarponnai ..... Defendant.

NOTICE is hereby given that on Friday, May 22, 1925, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of Rs. 961.50; with further interest on Rs. 750 at the rate of 18 per cent. per annum from January 8, 1925, until payment in full, and costs Rs. 103.47, poundage, and charges, viz. :—

An undivided  $\frac{1}{2}$  share with its appurtenances of a piece of land situated at Vannarponnai East in Vannarponnai parish, Jaffna division of the Jaffna District, Northern Province, called Kaluththaruththan and Tharakanthalvu; containing or reputed to contain in extent 2  $\frac{1}{2}$  lachams varagu culture, with stone-built house, well, and cultivated plants; bounded or reputed to be bounded on the east by road, on the north by property of Santia Marusilin, on the west by property of the heirs of Achchimuttu, widow of Nallathamby, and on the south by property of the heirs of Mariyai, widow of Pethuru.

Fiscal's Office,  
Jaffna, April 24, 1925.

A. VISVANADHAN,  
Deputy Fiscal.

North-Western Province.

In the District Court of Negombo.

Pena Awantha Thana Ulagappa Chetty of Negombo ..... Plaintiff.  
No. 16,529. Vs.

Neththisinghe Aratchige John Fernando of Thalwila in Yatakala pattu of Pitigal korale central... Defendant.

NOTICE is hereby given that on Saturday, May 30, 1925, 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 defedant in the following property, viz. :—

The land called Wewalangapillewa in extent 1 acre 2 roods and 10 perches, situate at Urapotta in Kinyama korale of Katugampola hatpattu in the District of Kurunegala; and bounded on the north by the bund and Makundarawewa, east by Makundarawewa and lot 92 in P. P. 1,424, south by a road and lot 89 in P. P. 1,424, and on the west by lots 90, 54, and 54A in P. P. 1,424.

2. The land called Daminagahahena in extent 2 roods and 39 perches, situate at the aforesaid village; and bounded on the north by a road, east by lot 106 in P. P. 1,424, south by lot 109 in P. P. 1,424, and on the west by lot 104 in P. P. 1,424.

3. The land called Nikayawatta in extent 31 acres 3 roods and 17 perches, situate at the aforesaid village; and bounded on the north by lots 59E, 59F, 59G, 59K, 91, 92, 93, and 110 in P. P. 1,424, bund, Kubukgahawewa, and a road, east by lot 110 and 110A in P. P. 1,424, south by lots 19A and 19 in P. P. 1,425, lots 87 and 88 in P. P. 1,424, and a road, and on the west by a road.

4.  $\frac{3}{4}$  shares of the field called Kumbukgahakumbura in extent 10 amunams of paddy sowing, situate at the aforesaid village; and bounded on the north by the village boundary (Gankadaina), east by Wekanda, south by bund, and on the west by jungle.

5.  $\frac{3}{4}$  shares of the field called Pothuwilakumbura in extent 15 berras of paddy sowing extent, situate at the aforesaid village; and bounded on the north by the land of the heirs of Appu Singho Naide, east by the land of Ukku Naide and others, south by the land of Meniki Naccire and others, and on the west by Gansabhawa road.

6. 7/16 shares of the field called Pahalawelakumbura in extent about 10 berras of paddy sowing, situate at the aforesaid village; and bounded on the north by jungle of Meniki Naccire and others, east by Kubukgahakumbura, south by the land of Moiya Vidanerala, and on the west by Gansabhawa road.

7.  $\frac{1}{4}$  share of the field called Andaragaspitiyakumbura in extent 40 berras of paddy, situate at the aforesaid village; and bounded on the north by the water-course, east by Crown land, south by garden, and on the west by Mahayaya estate belonging to Mr. de Mel.

8.  $\frac{1}{2}$  share of the field called Tawalla, situate at the aforesaid village; and bounded on the north by the land belonging to Mr. de Mel, east by boundary dam of Kammalwetiakumbura, south by land belonging to Mr. de Mel, on the west by wewa (tank); in extent 15 berras of paddy sowing.

9. An undivided  $\frac{1}{4}$  share of the field called Andaragaspitiyakumbura in extent 40 berras of paddy sowing, situate at the aforesaid village; and bounded on the north by ela, east by Mathanpitiyakumbura, south by bund, and on the west by the land of Ranhamy Korale Arachchi.

10. An undivided  $\frac{1}{2}$  share of the field called Andaragaspitiyatawallakumbura, in extent 10 berras of paddy sowing, situate at the aforesaid village; and bounded on the north by the cart road, east by Wewakanda, south by jungle of Ranhamy Korale Arachchi and others, and on the west by cart road.

11. All that land called Kadurugahawatta appearing in plan No. 1,424/27,529, in extent 2 acres 3 roods and 9 perches, situate at the aforesaid village; and bounded on the north by lots 28 and 26 in P. P. 1,424, east by lots Nos. 26, 97, 29D, and 29E in P. P. 1,424, on the south by lot No. 29D in P. P. 1,424, and on the west by lots Nos. 29 and 28 in P. P. 1,424.

12. All that land called Daminnagahamulahena, appearing in plan No. 1,424/29B, in extent 1 acre and 36 perches, situate at the aforesaid village; and bounded on the north by lots 27 and 97 in P. P. 1,424, east by lots 98 and 29C in P. P. 1,424, south by lots Nos. 101, 96, 9, 29E in P. P. 1,424, and on the west by lot 29A in P. P. 1,424.

13. An undivided  $\frac{1}{2}$  share of all that land called Helambagahawatta appearing in plan No. 1,424/103, 2 roods and 1 perch in extent, situate at the aforesaid village; and bounded on the north by lot 96 in P. P. 1,424, east by lot 102 in P. P. 1,424, south by a road, west by lot 95 in P. P. 1,424.

14. An undivided  $\frac{1}{2}$  share of the land called Kosgahawatta of about 1 acre in extent, situate at the aforesaid village; and bounded on the north by the land of John Fernando, east by the garden of Kiri Bandappuhami, south by Helambagahawatta, and on the west by the land of Menuhmi and others.

15. An allotment of land called Kongahawatta in extent 24 acres and 27 perches, situate at Morawila in the aforesaid korale; and bounded on the north by lots 43, 29, 28, and 27 in P. P. 1,425, east by lots 27, 30, 29C, 29B, and 43D in P. P. 1,425, south by lot 43C in P. P. 1,425, and on the west by lot 43A in P. P. 1,425.

16. An undivided  $\frac{5}{9}$  shares of the land called Kongahabena, situated at Morawila in the aforesaid korale; and bounded on the north by land bearing T. P. No. 310,628, east by the land bearing T. P. No. 311,239, south by lots 44 and 43A, and on the west by lot 43A in T. P. 310,628; in extent 25 acres 3 roods and 34 perches.

Amount to be levied Rs. 4,709.75, with interest on Rs. 4,400 at the rate of 15 per cent. per annum from January 7, 1924, till July 15, 1924, and thereafter at 9 per cent. per annum till payment in full, and poundage.

Fiscal's Office,  
Kurunegala, April 28, 1925.

S. D. SAMARASINHA,  
Deputy Fiscal.

North-Central Province.

In the District Court of Anuradhapura.

N. K. Muttusamy of Anuradhapura ..... Plaintiff.

No. 968/562. Vs.

P. B. Bulankulame of Bulankulame Walauwa of  
Bulankulama ..... Defendant.

NOTICE is hereby given that on Saturday, May 30, 1925, at 3 o'clock in the afternoon, will be sold by public auction at Bulankulama in Anuradhapura the right, title and interest of the said defendant in the following property, for the recovery of the sum of Rs. 106.36, with legal interest on Rs. 99.46 from February 13, 1923, to the day of payment in full, and poundage, &c., viz. :-

An undivided  $\frac{1}{2}$  share out of about 10 acres more or less in extent of the garden land called Bulankulamawalawwewatuidama, situated at Bulankulama in the town of Anuradhapura, belonging to the defendant; and bounded on the north by ela and jungle, east by ela and tisbamba, south by ela and garden, land of Bulankulame Dissawa, west by ela and reservation for the tank bund; with the plantation and the buildings standing thereon.

Fiscal's Office,  
Anuradhapura, April 28, 1925.

W. S. JOSEPH,  
for Fiscal.

Province of Sabaragamuwa.

In the District Court of Kegalla.

Meddumarallage Ram Menica of Waduadeniya .. Plaintiff.

No. 6.465. Vs.

Kotagama Ukku Banda, *ex* Arachchi of Pinnawala,  
and others ..... Defendants.

NOTICE is hereby given that on May 27, 1925, commencing at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said 1st defendant in the following property, viz. :-

Sale on May 27, 1925, commencing at 10 A.M.

1. An undivided  $\frac{1}{2}$  share of Udadimbulekumbura of about 6 lahas of paddy sowing extent, situated at Yodagama in Meddemedaliya pattu of Kinigoda korale, Kegalla District; and bounded on the east by the liminary ridge of Gaskadurugahamulakumbura, south by liminary ridge of the field belonging to Sirimala and others, west by liminary ridge of Walawwekumbura, and north by ela.

2. An undivided  $\frac{1}{2}$  share of Palledimbulekumbura of about 6 lahas of paddy sowing extent, situated at Yodagama aforesaid; and bounded on the east and south by liminary ridges of Walawwekumbura, west by liminary ridge of Ganayagekumbura, and on the north by ela.

Sale on May 27, 1925, commencing at 1 P.M.

3. An undivided  $\frac{1}{2}$  share of Amunukumbura of about 2 pelas of paddy sowing extent, situated at Kotagama in Meddemedaliya pattu as aforesaid; and bounded on the east by Parekumbura, south by Walawwekumbura, west by Goikumbura, and north by ela.

4. An undivided  $\frac{1}{2}$  share of Kalukohekumbura of about 16 lahas of paddy sowing extent, situated at Kotagama aforesaid; and bounded on the east by Galagawapinkanati, south by fence, west by Kosgahamulakumbura, and north by Pallewatterallagekumbura.

5. An undivided  $\frac{1}{2}$  share of Kandehena of about 2 pelas of paddy sowing extent, situated at Kotagama aforesaid; and bounded on the east by Ambawalahena, south by Crown forest, west by ditch, and north by fence of Amuhena.

6. An undivided  $\frac{1}{2}$  share of Kapurugampolathotillagollewatta of about 10 acres in extent, situated at Kotagama aforesaid; and bounded on the east by Pinhena and fence, south by Punchiralagewatta, west by Ambagahatenna, and north by fence.

Sale on May 27, 1925, at 4.30 P.M.

7. An undivided  $\frac{1}{2}$  share of Goramenthukumbura of about 3 pelas of paddy sowing in extent, situated at Manaliya in Meddemedaliya pattu; and bounded on the east by liminary ridge of Dambekumbura, south by Panthalandeweta, west by liminary ridge of Palleranpathakumbura, and north by Dingiri Bandagewatta.

To levy Rs. 1,246.87, with legal interest on Rs. 1,000 from July 24, 1923, and poundage.

Deputy Fiscal's Office, W. P. WEERASINGHE,  
Kegalla, April 27, 1925. Additional Deputy Fiscal.

In the Court of Requests of Kegalla.

T. A. Aliya Marikkar of Kegalla ..... Plaintiff.

No. 17,976. Vs.

Richard Nugawela of Kehelwatugoda ..... Defendant

NOTICE is hereby given that on May 30, 1925, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

Sale on May 30, 1925, at 3 P.M.

The land called and known as Boraluwehena, containing in extent 11 acres and 20 perches, situated at Batuwatta, in Gandolaha pattuwa of Beligal korale, in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the east by the land claimed by natives, oya, and Jeewana village, on the south by Jeewana village and Badahelayewatta, on the north by the fields claimed by natives, and on the west by Badahelayewatta, Arachchigehena, and Nekatigehena.

To levy a sum of Rs. 29.99 with legal interest on Rs. 21.14 from February 16, 1922, till payment in full, and poundage.

Deputy Fiscal's Office, W. P. WEERASINGHE,  
Kegalla, April 27, 1925. Additional Deputy Fiscal.

In the District Court of Colombo.

Lambert Louis Pieris of Colombo ..... Plaintiff.

No. 51,372. Vs.

John Henry Meedeniya Dissawe of Ruanwella. Defendant.

NOTICE is hereby given that on May 22 and 23, 1925, commencing at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, viz. :—

On Friday, May 22, 1925, at 8 A.M.

1. All that land called Hamunewelewita of about 20 acres in extent, situated at Morawatta in Dehigampal korale of Three Korales, of Kegalla District; and bounded on the east by oya and the high road, west by the ditch, north by the field, ditch, and oya, south by the high road.

On Friday, May 22, 1925, at 11 A.M.

2. All that garden called Galamoney Kurakkan Thotam, situated at Niwunhella in Dehigampal korale aforesaid; bounded on the north by the garden called Rawattalage Nelam, on the east by the road to Ruanwella, on the south by the stream called Gala-amoneyodey, and on the

west by the field called Udadeniyakumbura; containing sufficient land to sow 22 seer measures of kurakkan in extent.

On Friday, May 22, 1925, commencing at 3 P.M.

3. A portion in extent 2 acres of and from the land called Hewaka-achchillagekumburagawahena, situated at Lewangama Pahalagama in Dehigampal korale aforesaid; bounded on the east by Galatula, on the south by the boundary of Badahelayagehena, on the west by Hewaka-achchillagekumbura, and on the north by Badahelayagehena; containing 16 lahas of paddy sowing extent.

4. An undivided  $\frac{1}{2}$  part or share of the land and all those fields called Kadigomuwa, Muttettuwa, Pahala Muttettuwa, Mananabalana Muttettuwa, Vidane Muttettuwa, Walanwatta, Botalawatta, Mahakumbura, Delahitiyawekumbura. Hingalowitz, Delahitiyawekumbura, and chena, and Nilapangu appertaining to the said four Muttettuwas, namely, Thennakongepanguwa, Gamagepanguwa, Kankanamagepanguwa, Pahalayagepanguwa, Acharigepanguwa, Nekatigepanguwa, Lokupedigepanguwa, Hlandaripedigepanguwa, Ranawaka-achchigepanguwa, Henaka-achchigepanguwa, Lekamalagepanguwa, Singapulgipanguwa, Dimbuluwawa, Morawakayagepanguwa, Paranamananalagepanguwa, Halgollanepanguwa, Badahelayagepanguwa, Radapanguwa, Vitanagepanguwa, Patirannehelagepanguwa, Dunumalagepanguwa, Gamagepanguwa, Acharigepanguwa, Badalagepanguwa, Godayagepanguwa, Meragalagepanguwa, Radagepanguwa, Nekathigepanguwa, Ambegalagepanguwa, Mandawalagepanguwa, and Duragepanguwa, all situated at Lewangama Nindagama in Dehigampal korale aforesaid; bounded on the east by Kadeima of Beligal korale, on the south by the village boundary of Niwunhella and Pottekande, on the west by Lenagala and the village boundary of Walgampotha, and on the north by the village boundary of Kitallangomuwa and the Kadeima of Beligal korale; containing 305 amunams and 2 pelas of paddy sowing extent.

On Saturday, May 23, 1925, at 8 A.M.

5. An undivided  $\frac{1}{2}$  share of the land called Kahatakosgahawatta and the trees standing thereon, situated at Magamma in Atulugam korale; and bounded on the north by the Kelani-ganga, east by the ditch, south by the field, and on the west by Heen-ela; containing in extent 6 pelas of paddy sowing.

On Saturday, May 23, 1925, at 11 A.M.

6. An undivided  $\frac{2}{9}$  shares of the land called Walawwe-watta of about 8 pelas of paddy sowing in extent, situated at Karawdeniya in Dehigampal Korale Megoda of Three Korales aforesaid; and bounded on the north and east by the ditch, south by the fields belonging to Daigala and others, west by the high road leading to Kegalla.

To levy a sum of Rs. 30,759.50, with interest on Rs. 27,099.31 at 16 per cent. per annum from September 19, 1918, to December 13, 1918, and with further interest on the aggregate amount of the said principal and interest at 9 per cent. per annum from December 14, 1918, till payment in full, and costs of suit.

Deputy Fiscal's Office, W. P. WEERASINGHE,  
Kegalla, April 27, 1925. Additional Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Mohamed Lebbe Marikar Hadjia Mohamed Sheriff *alias* Mohamed Sheriff Hadjie Mohamed, late of Kenilworth, Wellawatta, in Colombo, deceased.

No. 2,249.

Ahamed Lebbe Marikar Zuleika Umma of Kenilworth, Wellawatta, in Colombo ..... Petitioner.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on March 24, 1925, in the presence of Mr. L. A. Wanigasuria, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated March 20, 1925, (2) of the attesting

notary and witnesses also, dated March 20, 1925, having been read:

It is ordered that the last will of Mohamed Lebbe Marikar Hadjar Mohamed Sheriff *alias* Mohamed Sheriff Hadjie Mohamed, 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 executrix named in the said will and that she is entitled to have probate thereof issued to her accordingly, unless any person or persons interested shall, on or before May 14, 1925, show sufficient cause to the satisfaction of this court to the contrary.

March 24, 1925.

G. KOCH,  
District Judge.

*Root*  
In the District Court of Colombo

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction. effects of George Edward Nathanielsz of No. 2,254. 44, Colpetty, in Colombo, deceased.

Edward Basil Nathanielsz of 14, Baillie street, Fort, Colombo ..... Petitioner.  
And

(1) Wilfred Owen Nathanielsz of the Hong Kong and Shanghai Bank, Colombo, (2) Alfred William Nathanielsz of Messrs. Harrisons & Crosfield & Co., Colombo, (3) George Fredrick Nathanielsz of Kandana, (4) Elsie Mary Perera, wife of (5) Wilfred Earnest Perera of Deal place, Colpetty, Colombo, (6) Norman Danzil Nathanielsz of 44, Colpetty lane, Colombo, (7) Ernest Hilton Nathanielsz of 44, Colpetty, in Colombo, (8) Hazel Juliette Mack, (9) Ethel Florence Mack, (10) Arthur Crosbie Foenander Mack, all of Hazelwood, Dehiwala ..... Defendants.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on March 26, 1925, in the presence of Messrs. J. M. Pereira & L. L. Fonseka, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 21, 1925, 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 May 28, 1925, show sufficient cause to the satisfaction of this court to the contrary.

March 26, 1925.

G. KOCH,  
District Judge.

*Root*  
In the District Court of Negombo.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late Illanganpathirannehelage Caranis Appu of Loluwagoda in Udugaha pattu of the Hapitigam korale, deceased.

THIS matter coming on for disposal before S. C. Sansoni, Esq., Acting District Judge of Negombo, on April 3, 1925, in the presence of Messrs. Samaratunga & Pereira, Proctors, on the part of the petitioner, Illanganpathirannehelage Raphiel Singho of Loluwagoda aforesaid; and the affidavit of the said petitioner dated March 30, 1925, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as a son of the said deceased, to administer the estate of the deceased above named and that letters of administration do issue to him accordingly, unless the respondents—(1) Alawge Nonohamy and (2) Illanganpathirannehelage Marthelis, both of Loluwagoda aforesaid—or any other person or persons interested shall, on or before May 5, 1925, show sufficient cause to the satisfaction of this court to the contrary.

April 3, 1925.

S. C. SANSONI,  
Acting District Judge.

*Root*  
In the District Court of Negombo.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late Asurappulige Manuel Fernando of Halpe in Yatigaha pattu of the Hapitigam korale, deceased.

THIS matter coming on for disposal before S. C. Sansoni, Esq., Acting District Judge of Negombo, on April 8, 1925, in the presence of Messrs. Samaratunga & Pereira, Proctors, on the part of the petitioner, Asurappulige Juanis Fernando of Halpe aforesaid; and the affidavit of the said petitioner dated March 19, 1925, having been read:

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* over the minors, 2nd and 3rd respondents, for the purpose of this testamentary action, unless sufficient cause be shown to the satisfaction of this court to the contrary on or before the date mentioned herein below.

It is further ordered that the said petitioner be and he is hereby declared entitled, as a son of the said deceased,

to administer the estate of the deceased above named and that letters of administration do issue to him accordingly, unless the respondents—(1) Mingappulige Kiriya Fernando, (2) Asurappulige Selestinu Fernando, and (3) ditto Abilina Fernando, all of Halpe aforesaid—or any other person or persons interested shall, on or before May 6, 1925, 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 on May 6, 1925, at 9.30 A.M., in connection with this case.

April 8, 1925.

S. C. SANSONI,  
Acting 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. Neina Lebbe Marikkar Uduma Lebbe No. 1,489. Marikkar, deceased, of Heenatiyangala.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on September 25, 1922, in the presence of Messrs. Fernando & de Silva, Proctors, on the part of the petitioner, Uduma Lebbe Marikkar Abdul Cader of Heenatiyangala; and the affidavit of the said petitioner dated September 25, 1922, having been read:

It is ordered that the said 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—(1) Seka Marikkar Masoodu Umma, (2) Uduma Lebbe Marikkar Mohammad Saly, (3) Uduma Lebbe Marikkar Sahid Umma and husband (4) Ahamadu Lebbe Marikkar Seinadeen, (5) Uduma Lebbe Marikkar Falilla Umma and husband (6) Mallinasa Marikkar Senadeen, (7) Uduma Lebbe Marikkar Surath Umma and husband (8) Mustapha Hadjar Mohammad Ibrahim, (9) Uduma Lebbe Marikkar Ummu Senath Umma, (10) ditto Maria Muttu Natchia, all of Heenatiyangala—or any other persons 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 2nd respondent be and he is hereby appointed guardian *ad litem* over the minors, the 9th and 10th respondents, for all the purposes of this action, 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.

W. H. B. CARBERY,  
District Judge.

December 17, 1923.

The date for showing cause against this *Order Nisi* was extended to January 20, 1925.

W. H. B. CARBERY,  
District Judge.

November 25, 1924.

The date for showing cause against this *Order Nisi* is extended to May 12, 1925.

W. H. B. CARBERY,  
District Judge.

March 30, 1925.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Mututanripatabendige Nanayakkara No. 1,758. Limon Abraham Des Cooray, deceased, of Kehelwatta.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on January 27, 1925, in the presence of Messrs. Fernando & de Silva, Proctors, on the part of the petitioner, Mututanripatabendige Nanayakkara Gertie Charlotte Cooray of Kehelwatta; and the affidavit of the said petitioner dated January 16, 1925, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled, as daughter of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents—(1) Mututanripatabendige Nanayakkara Lionel Cornelis Cooray, (2) ditto Samy Arnold Cooray, minors, by their guardian *ad litem*, (3) Mututanripatabendige Nanayakkara William Valentine Des Cooray, all of Kehelwatta in Panadure—or any other person or persons interested shall, on or before March 30, 1925, show



sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 3rd respondent be and he is hereby declared entitled to be appointed guardian *ad litem* over the 1st and 2nd respondents, minors, for all the purposes of this action, unless the said respondents or any other person or persons interested shall, on or before March 30, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 27, 1925. — W. H. B. CARBERRY,  
District Judge.

The date for showing cause against the above *Order Nisi* is extended to May 12, 1925.

March 30, 1925. — W. H. B. CARBERRY,  
District Judge.

In the District Court of Kandy.

No. 4,169. In the Matter of the Estate of the late Kiri Banda Abeyasinghe of Marasena in Pata Hapaheta, deceased.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge, Kandy, on September 11, 1924, in the presence of Messrs. Silva & Seneviratne, Proctors, on the part of the petitioner, Ran Menika Gohagoda of Marasena aforesaid; and the affidavit of the said petitioner dated July 8, 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) Dingiri Banda Abeyasinghe, (2) Kuda Menika Abeyasinghe, (3) Podi Menika Abeyasinghe, (4) Chandasekera Banda Abeyasinghe, appearing by their duly appointed guardian *ad litem*, the 5th respondent—shall, on or before October 2, 1924, show sufficient cause to the satisfaction of this court to the contrary.

September 11, 1924. — P. E. PIERIS,  
District Judge.

The showing cause is extended for October 27, 1924.

September 29, 1924. — P. E. PIERIS,  
District Judge.

The showing cause is extended for November 24, 1924.

January 15, 1925. — P. E. PIERIS,  
District Judge.

The showing cause is extended for January 15, 1925.

May 4, 1925. — P. E. PIERIS,  
District Judge.

The showing cause is extended for May 4, 1925.

March 19, 1925. — P. E. PIERIS,  
District Judge.

In the District Court of Kandy.

Testamentary In the Matter of the Estate of the late Jurisdiction. Batuwattegedara Puchi Banda Senanayaka of Purujjala, deceased.  
No. 4,170.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge, Kandy, on August 25, 1924, in the presence of Messrs. Silva & Seneviratne, on the part of the petitioner, Nugedawalaue Palingu Menika of Nugegoda; and the affidavit of the said petitioner and her petition dated August 5, 1924, having been read:

It is ordered that the said petitioner, Nugedawalaue Palingu Menika, as the widow of the (said) above-named deceased, be and she is hereby entitled to have letters of administration to the deceased's estate issued to her accordingly, unless the respondent, Batuwattegedara Buddera Senanayaka, appearing by his duly appointed guardian *ad litem*, Jayatilaka Banda, or any person or persons interested shall, on or before September 29, 1924, show sufficient cause to the satisfaction of this court to the contrary.

August 25, 1924. — P. E. PIERIS,  
District Judge.

The date for showing cause is extended to May 4, 1925.

P. E. PIERIS,  
District Judge.

In the District Court of Nuwara Eliya

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Welamedagedera Appuhamy of Kadadorapitiya, deceased.  
No. 161.

Welamedagedera Heen Appu of Kadadorapitiya..Petitioner.

And

(1) Welamedagedera Punchirala, (2) ditto Mudiyanse, (3) ditto Punchimenika, (4) ditto Dingiri Amma, (5) ditto Dingiri Menika, and (6) ditto Ukku Menika, all of Kadadorapitiya, (7) Dovitagammehelagedera Heen Appu of Wataddora ..... Respondents.

THIS matter coming on for disposal before A. N. Strong, Esq., District Judge of Nuwara Eliya, on March 23, 1925, in the presence of Messrs. De Silva & Tambinayagam, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 17, 1925, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the grandson 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 April 20, 1925, at 9 o'clock in the morning, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1925. — A. N. STRONG,  
District Judge.

The above *Order Nisi* is hereby extended to May 4, 1925.

C. E. JONES,  
District Judge.

In the District Court of Matara.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Don Cornelis de Silva Vidana Patirana, No. 3,097. Fiscal's Arachchi of Poramba, deceased.

Dona Wimala Samaraweera Hetti of Maramba..Petitioner.

Vs.

(1) Isuruwati de Silva Vidana Patirana, (2) Don Hendrick de Silva Samaraweera Hetti, both of Maramba ..... Respondents.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Matara, on March 9, 1925, in the presence of Messrs. Abeyagunawardena & Weerasekera on the part of the petitioner; and the affidavit of the said petitioner dated February 23, 1925, having been read: It is ordered that the petitioner, Dona Wimala Samaraweera Hetti, be and she is hereby declared entitled, as widow of the said deceased, to administer the said estate, and that letters of administration do issue to her accordingly, unless the respondents above named or any person or persons interested shall, on or before May 13, 1925, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 2nd respondent, Don Hendrick de Silva Samaraweera Hetti, be and he is hereby appointed guardian *ad litem* over the 1st minor respondent, unless the above-named respondents or any person or persons interested shall, on or before May 13, 1925, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the minor respondent, Isuruwati de Silva Vidana Patirana, be produced before this court on May 13, 1925.

March 9, 1925. — A. P. BOONE,  
District Judge.

In the District Court of Matara.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Basils Alexander Vitana, deceased, of No. 3,098. Talaramba.

Vitanage Jandiris Appuhamy of Talaramba .... Petitioner.

Vs.

Pattinige Karimahamine of Talaramba ..... Respondent.

THIS matter coming on for disposal, before G. P. Keuneman, Esq., Acting District Judge of Matara, on



April 1, 1925, in the presence of Mr. E. M. W. Jayasuriya, Proctor, on the part of the petitioner, Vitanage Jandiris Appuhamy; and the petition and the affidavit of the said petitioner dated February 19, 1925, having been read:

It is ordered that the petitioner, Vitanage Jandiris Appuhamy, be and he is hereby declared entitled, as father of the said deceased, to administer the said estate, and that letters of administration do issue to him accordingly, unless the respondent above named or any person or persons interested shall, on or before May 12, 1925, show sufficient cause to the satisfaction of this court to the contrary.

April 1, 1925.

G. P. KEUNEMAN,  
Acting District Judge.

In the District Court of Matara

Order Nisi.

Testamentary In the Matter of the Estate of the deceased  
Jurisdiction. Arukatti Patabendige Davithamy, late  
No. 3,099. of Dodampahala.

Kasigey Lokuhamy of Dodampahala . . . . . Petitioner.

Vs.

- (1) Arukatti Patabendige Karnelhamy, wife of (2) Dioguhennedige Julian Singho, both of Moraketiara in West Galle, (3) Arukatti Patabendige Podisingho of Dodampahala, (4) ditto Sendiris Singho of ditto, (5) ditto Podinona of ditto. . . . . Respondents.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Matara, on March 10, 1925, in the presence of Mr. G. E. Dantanarayana, Proctor, on the part of the petitioner, Kasigey Lokuhamy; and the petition and the affidavit of the said petitioner dated March 5, 1925, having been read:

It is ordered that the petitioner, Kasigey Lokuhamy, be and she is hereby declared entitled, as widow of the said deceased, to administer the said estate and that letters of administration do issue to her accordingly, unless the respondents above named or any person or persons interested shall, on or before May 11, 1925, show cause to the satisfaction of this court to the contrary.

It is also ordered that the 2nd respondent, Dioguhennedige Juliansingho, be and he is hereby appointed guardian *ad litem* over the 3rd, 4th, and 5th minor respondents above named, unless the respondents above named or any person or persons interested shall, on or before May 11, 1925, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 3rd, 4th, and 5th minor respondents be produced before this court on May 11, 1925.

March 10, 1925.

A. P. BOONE,  
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Ponnachchipillai, wife of Thuraiappa  
No. 5,686. of Kokuvil, deceased.

Subramaniam Selliah of Nallur . . . . . Petitioner.

Vs.

- (1) Kanapathipillai Thuraiappa of Paranthan, (2) Thampapillai Adigar Kanagasapapathy of Kokuvil, presently of H. M. Customs, Colombo, and (3) Ponnupillai, daughter of Velauther of Kokuvil. . . . . Respondents.

THIS matter of the petition of Subramaniam Selliah of Nallur, praying for letters of administration to the estate of the above-named deceased, Ponnachchipillai, wife of Thuraiappa of Kokuvil, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on January 3, 1925, in the presence of Mr. K. Sivapirakasam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated November 4, 1924, having been read: It is declared that the petitioner is the father-in-law of the sole heir 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 3, 1925, show sufficient cause to the satisfaction of this court to the contrary.

March 21, 1925. — G. W. WOODHOUSE,  
District Judge.

Time for showing cause is extended to May 5, 1925.

G. W. WOODHOUSE,  
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Nagammah, wife of Thampaiiah Mar-  
No. 5,724. kandu of Vaddukkodai West, deceased.  
Thampaiiah Markandu of Vaddukkodai West. . . . . Petitioner.

Vs.

- (1) Markandu Balasubramaniam, (2) Thayalnayagi daughter of Markandu, (3) Markandu Krishna-samy, (4) Subramaniam Kanapatipillai, all of Vaddukkodai West . . . . . Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 4th respondent be appointed guardian *ad litem* over the minors, 1st, 2nd, and 3rd respondents, and that letters of administration be granted to the petitioner to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, Jaffna, on February 7, 1925, in the presence of Mr. P. Canapathipillai, Proctor, for petitioner; and the affidavit of the petitioner dated February 3, 1925, having been read: It is ordered that the above-named 4th respondent be appointed such guardian *ad litem*, and it is declared that the petitioner is the lawful husband of the deceased, and is entitled to have letters of administration issued to him, unless the above-named respondents or any others shall, on or before March 12, 1925, show sufficient cause to the satisfaction of this court to the contrary.

February 17, 1925. — G. W. WOODHOUSE,  
District Judge.

Time to show cause is extended to May 5, 1925.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Kovintha Sithamparapillai of Manipay,  
No. 5,773. deceased.

Kovintha Sinnatamby of Manipay . . . . . Petitioner.

Vs.

- (1) Sinnamma, widow of Sithamparapillai, (2) Sithamparapillai Nagenthiram, (3) Sithamparapillai Elisatamby, (4) Sithamparapillai Tambirasa, (5) Sithamparapillai tharatnam, daughter of Sithamparapillai, (6) Sithamparapillai tharatnam, daughter of Sithamparapillai, and (7) Saraspathy, daughter of Sithamparapillai, all of Manipay . . . . . Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 1st respondent be appointed guardian *ad litem* over the minors, the 3rd, 4th, 5th, 6th, and 7th respondents, and that letters of administration to the estate of the above-named deceased be issued to the petitioner, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on March 30, 1925, in the presence of Mr. E. Murugesampillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 30, 1925, having been read: It is ordered that the above-named 1st respondent be appointed guardian *ad litem* over the minors, the 3rd, 4th, 5th, 6th, and 7th respondents, for the purpose of representing them and of acting in their behalf, and that letters of administration to the estate of the above-named deceased be issued to the petitioner as the brother of the deceased, unless the above-named respondents or any other person shall, on or before May 5, 1925, show sufficient cause or state objections to the satisfaction of this court to the contrary.

April 3, 1925. — G. W. WOODHOUSE,  
District Judge.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Warnekulasuria Kamel Fernando of  
No. 1,644. Nainamadama, deceased.

Warnekulasuria Luga Fernando of Naina-  
madama ..... Petitioner.

(1) Warnekulasuria Manuel Fernando, (2) Warnekula-  
suria Gabriel Fernando, (3) Warnekulasuria Mada-  
lena Fernando, (4) Warnekulasuria Elizabeth  
Fernando, and her husband (5) Warnekulasuria  
Clemento Taverera, (6) Warnekulasuria Kethorisa  
Fernando, and her husband (7) Warnekulasuria  
Moises Taverera, (8) Warnekulasuria Nikulas  
Fernando, (9) Warnekulasuria Thespera Fernando,  
(10) Warnekulasuria Gabriel Fernando, (11) Warne-  
kulasuria Manuel Fernando, (12) Warnekulasuria  
Ana Fernando, and her husband (13) Warnekula-  
suria Silvestri Fernando, (14) Warnekulasuria  
Catherina Fernando, and her husband (15) D. M.  
Marshall, (16) Warnekulasuria Suse Fernando, (17)  
Warnekulasuria Ana Fernando, (18) Warnekulasuria  
Lorensu Fernando, (19) Warnekulasuria Sapiriano  
Fernando, (20) Warnekulasuria Josephin Fernando,  
(21) Warnekulasuria Augustino Fernando, (22)  
Warnekulasuria Alegappage Lazarus Fernando,  
(23) Warnekulasuria Jeramias Tissera, (24) Warne-  
kulasuria Maria Tessira, and her husband (25) Warne-  
kula Aditte Aresenela Itta Elaris Tamel, all of Naina-  
madama; 8th and 9th are minors appearing by  
their guardian *ad litem*, the 1st respondent, and 17th,  
18th, 19th, and 20th, also minors, appearing by their  
guardian *ad litem*, the 16th respondent. . . Respondents.

THIS matter coming on for disposal before S. A. Martin,  
Esq., Acting District Judge of Chilaw, on April 8, 1925,  
in the presence of Mr. C. V. M. Pandittesekere, Proctor,  
of the firm of Messrs. Cooke & Pandittesekere, on the  
part of the petitioner; and the affidavit and petition  
dated April, 1925, having been read:

It is ordered and declared that the 1st respondent be and  
he is hereby appointed guardian *ad litem* of the 8th and 9th  
minor respondents, and the 16th respondent be and he is  
hereby appointed guardian *ad litem* of the 17th, 18th, 19th,  
and 20th respondents for the purpose of these proceedings,  
and the petitioner be and she is hereby declared entitled,  
as widow of the said deceased, to letters of administration  
of the said estate, and that such letters will be issued to her  
accordingly, unless the respondents or any person or  
persons interested shall, on or before May 8, 1925, show  
sufficient cause to the satisfaction of this court to the  
contrary.

N. M. BHARUCHA,  
District Judge.

April 1925.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the  
Jurisdiction. late Warnekulasuria Manuel Fernando  
No. 1,641. of Angampitiya, deceased.

Warnekulasuria Simonia Fernando of Angam-  
pitiya ..... Petitioner.

(1) Warnekulasuria Benedict Fernando, (2) ditto  
Michael Fernando, (3) ditto Mary Anastin Fernando,  
1st, 2nd, and 3rd are minors appearing by their  
guardian *ad litem*. (4) Warnekulasuriya Martin  
Fernando of Angampitiya ..... Respondents.

THIS matter coming on for disposal before S. A. Martin,  
Esq., Acting District Judge of Chilaw, on April 7, 1925,  
in the presence of Mr. C. V. M. Pandittesekera, Proctor,  
of the firm of Messrs. Cooke & Pandittesekera, on the  
part of the petitioner above named; and the petition and  
affidavit of the said petitioner dated April 7, 1925, having  
been read: It is ordered that the 4th respondent above  
named be and he is hereby appointed guardian *ad litem*  
of the 1st, 2nd, and 3rd minor respondents for the purpose of  
these proceedings, and the petitioner above named be and

she is hereby declared entitled, as widow of the deceased  
above named, to letters of administration of the said estate,  
and the said letters do issue to her accordingly, unless the  
respondents or any other person or persons interested shall,  
on or before May 8, 1925, show sufficient cause to the  
satisfaction of this court to the contrary.

N. M. BHARUCHA,  
District Judge.

April 7, 1925.

In the District Court of Badulla.

*Order Nisi declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Wekada Dissanayake Mudiyansele  
No. B/736. Heen Menika, deceased, of Badulla.

W. D. M. Banda ..... Petitioner.  
And

(1) W. D. M. Heen Menika, (2) W. D. M. Luci Hamy,  
(3) W. D. M. Huduhamy, and (4) W. D. M. Heen  
Menika ..... Respondents.

THIS matter coming on for disposal before Cyril Ernest  
de Pinto, Esq., District Judge of Badulla, on February 21,  
1925, in the presence of Mr. Stephen Perera, Proctor, on the  
part of the petitioner; and the affidavit of the Wekada  
Dissanayake Mudiyansele Banda of Wekada in Badulla  
dated February 4, 1925, and his petition dated February 21,  
having been read:

It is ordered that the will of Wekada Dissanayake Mudi-  
yansele Heen Menika, deceased, dated January 26, 1923,  
be and the same is hereby declared proved, unless re-  
spondents above named or any person or persons interested  
in the matter shall, on or before March 25, 1925, show  
sufficient cause to the satisfaction of this court to the  
contrary.

It is further declared that the said Wekada Dissanayake  
Mudiyansele Banda 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 persons  
interested in the matter shall, on or before March 25, 1925  
show sufficient cause to the satisfaction of this court to the  
contrary.

February 21, 1925.

C. E. DE PINTO,  
District Judge.

Time extended to May 20, 1925.

E. F. MARSHALL,  
District Judge.

In the District Court of Badulla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Heen Kiri, late of Nayawattgedera  
No. B/737. Heennarangolle.

Bertha Patterson of Nayawatte Heennarangolle. Petitioner.

And

(1) Edith, aged 20 years; (2) Charles, aged 19 years;  
(3) Rose, aged 17 years; (4) Julie, aged 14 years;  
(5) Menike, aged 12 years; (6) John, aged 8 years;  
(7) Edwin, aged 5 years; (8) Willie, aged 3 years,  
all of Nayawatte Heennarangolle, minors, by their  
guardian *ad litem* Alutgedera Menika .... Respondents.

THIS matter coming on for disposal before Cyril Ernest  
de Pinto, Esq., District Judge of Badulla, on February 25,  
1925, in the presence of Mr. A. C. W. Samarakoon, Proctor,  
on the part of the petitioner; and her affidavit dated  
October 18, 1924, and petition dated February 19, 1925,  
having been read:

It is ordered that the petitioner, as the eldest daughter of  
the deceased, be and she is hereby declared entitled to have  
letters of administration to the estate of her deceased  
mother issued to her.

It is further ordered that Alutgedera Menika of Heen-  
narangolle be and he is hereby appointed guardian *ad litem*  
of the above-named minors, unless the respondents above  
named or persons interested in the matter shall, on or before  
May 20, 1925, show sufficient cause to the contrary to the  
satisfaction of this court.

February 25, 1925.

C. E. DE PINTO,  
District Judge.