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

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COLOMBO :

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DISTRICT AND MINOR COURTS NOTICES.

In the District Court of Colombo.

Notice of Decree Nisi.

The National Bank of India, Limited Plaintiffs,
No. 14,784. Vs.

(1) Mohamed Akaram Hassen Saheb, (2) Mohamed Akaram Mohamed Sukry Saheb, (3) Mohamed Akaram Mohideen Saheb, carrying on business in partnership at 2nd Cross street, Pettah, Colombo, under the name, style, and firm of M. A. Hassen Saheb & Bros. Defendants.

WHEREAS this court did on February 5, 1926, enter a *decree nisi* in the above-styled action whereby it was ordered and decreed that the defendants above named do jointly and severally pay to the plaintiffs above named the sum of Rs. 52,438.48, being principal and interest up to January 19, 1925, due in respect of mortgage bond No. 382 dated October 21, 1924, attested by D. E. Martensz of Colombo, Notary Public, and sued on in this action, and also the sum of Rs. 121, being the taxes for the 3rd and 4th quarters of the year 1924 in respect of the property and premises mortgaged in and by the said bond and thereafter and hereinafter described, paid by the plaintiffs above named to the Municipal Council of Colombo, in terms of the provisions of the said bond on March 17, 1925, together with interest at the rate of 8 per centum per annum on Rs. 52,438.48 from January 20, 1925, and on Rs. 121 from March 17, 1925, till the date of the said decree, and thereafter on the aggregate amount of the said decree at the rate of 9 per centum per annum till payment in full, and costs of suit as taxed by the officer of the court within one month of the date of the said decree being made absolute:

And whereas this court did in and by the said decree further order and decree that the following property and premises mortgaged in and by the said bond, viz.:—All that house and ground formerly bearing assessment No. 42, thereafter No. 64, and presently bearing assessment No. 651/64, 2nd Cross street, Pettah, Colombo, within the Municipality and District of Colombo, Western Province; and bounded on the north by the house of Kolaas now of Mr. Van Derstraaten, on the east by 2nd Cross street, on the south by the house of Mr. Lemphers now of P. T. Sinne Lebbe, and on the west by the house of Mr. Huybertsz; containing in extent 7 05/100 square perches, together with all the buildings standing thereon, and all the estate, right, title, interest, property, claim, and demand whatsoever of the defendants in, to, out of, or upon the same be and the same were thereby declared specially bound and executable for the payment of the said sums of Rs. 52,438.48 and Rs. 121, interest, and costs, and in default of payment of the said sums of Rs. 52,438.48 and Rs. 121, interest, and costs within such time, that the said property and premises be sold by public auction by the Fiscal for the Western Province, or any one of his deputies or other officers, upon the conditions of sale given below (the said Fiscal being thereby directed and authorized (a) to advertise the sale thereof in one issue of the *Ceylon Government Gazette*, the "*Ceylon Observer*," and the "*Ceylon Daily News*," at least 20 days prior to the sale, and by affixing notices of the sale in English, Sinhalese, and Tamil to his office at this court-house, in some conspicuous part of the Pettah of Colombo, and on some conspicuous spot on the said property and premises at least 10 days prior to the sale, and by beat of tom tom, (b) to put up the said property and premises for sale first at the amount of his valuation, and if there be no bidders at such amount, then at the aggregate amount of the plaintiffs' claim and costs, and in the event of there being no bidders at such sale also, then, immediately thereafter to the highest bidder, (c) to allow the plaintiffs or any one else on their behalf to bid for and purchase the said property and premises at the sale, and in the event of their becoming purchaser to allow them credit to the full extent of their claim and costs, and (d) to execute the necessary conveyance in favour of the purchaser at the sale on his complying with the conditions of sale and producing (i.) if

the purchaser be the plaintiffs an order of court sanctioning the credit allowed by him, and in the event of the purchaser being a third party an order of court declaring that the purchase money has been duly deposited in court, and (ii.) an order of court confirming the sale), and that the proceeds be applied in and towards the payment of the said sums of Rs. 52,438.48 and Rs. 121, interest, and costs, and if such proceeds shall not be sufficient for the payment in full of such amount, that the defendants do jointly and severally pay to the plaintiffs the amount of the deficiency, with interest thereon at the rate of 9 per centum per annum until realization:

And whereas notice of the said *decree nisi* was duly issued to the Fiscal of the Western Province for service on the defendants above named, but the said Fiscal has reported to this court that he was unable to serve the same as the defendants above named are not in this Island:

Notice is hereby given that unless the defendants above named appear in this court either in person or by proctor at 11 o'clock in the forenoon on Friday, May 7, 1926, and show sufficient cause against the said *decree nisi* the same will be made absolute.

By order of court, P. DE KRETSER,
Colombo, March 30, 1926. Secretary.

Conditions of Sale above referred to.

1. The sale shall be subject to the provisions of the Civil Procedure Code, 1889.
2. The person declared to be the purchaser shall pay immediately after such declaration, in every case where the price does not exceed Rs. 100, the full amount of, but in every other case a deposit of 25 per cent. on the amount of his purchase money to the officer conducting the sale.
3. If the price exceeds Rs. 100, the balance amount of the purchase money shall be paid by the purchaser on or before the thirtieth day after the sale of the property, or if the thirtieth day be a Sunday or public holiday, then on the first office day after the thirtieth day.
4. In default of payment within the period mentioned in the last preceding condition, the deposit, after defraying the expenses of the sale, shall be forfeited to, and shall go in reduction of the claim of the judgment creditor, and the property shall be re-sold and the defaulting purchaser shall forfeit all claim to the property and to any part of the sum for which it may subsequently be sold.
5. The re-sale of the property in default of payment of the purchase money within the period allowed for such payment shall be made after the issue of a fresh notification in the manner and for the period prescribed by the decree in the said action.
6. The officer conducting the sale may, before accepting any bid at the sale, satisfy himself as to the *bona fides* of the bidder, and his ability to pay down the amount of deposit required, and in the event of his not being so satisfied may refuse to accept such bid, and shall continue the sale as if no such bid had been made.
7. The second sale, taking place in consequence of such non-payment of balance of purchase money, shall be made in the manner prescribed for the first sale, and if the amount of the purchase money for which the property is sold at such second sale shall fall short of the amount for which the first sale was concluded, then the first purchaser and his sureties, if any, shall be liable to pay the Fiscal the amount of this difference.
8. If at the sale the highest bidder on being declared the purchaser shall not forthwith pay down the amount of deposit required, and give good and sufficient security to the satisfaction of the Fiscal, Deputy Fiscal, or other officer for the payment of the residue, the next highest bidder may be thereupon declared the purchaser, and required to make such deposit and security as aforesaid, and in the same manner the other bidders in rotation and each person failing to make such deposit and to give security as aforesaid shall be liable to pay the difference between the amount of his offer and the sum finally settled at the sale. Provided,

however, that in case of default of the highest bidder, instead of declaring the next highest bidder purchaser, the officer holding the sale may forthwith put up the property for sale anew, or adjourn the sale, in which latter case the property shall again be advertised as before.

9. If the price for which the property is finally sold at the second or any subsequent sale is not less than that of the first sale, then the money deposited by the purchaser at the first and other sales which preceded the final sale shall be paid to the execution creditor in satisfaction, *pro tanto*, of the judgment, and in the event of such judgment being so satisfied, and any surplus remaining, such surplus shall, after deducting any expenses consequent on the sale, be paid to the judgment debtor.

10. The differences between the biddings of any persons failing to make the deposit and give the security required by condition 8, and the sum finally settled at the sale, and also the differences between the amount of the final sale and the amounts of previous sales, shall be applied in augmentation of the purchase money of the final sale.

11. Purchasers must distinctly understand that the Fiscal does not warrant and defend this sale.

12. In case of a dispute between two or more bidders as to their bid, the decision of the officer conducting the sale shall be final, and the sale shall proceed.

13. The purchaser shall pay in advance the expense of preparing a diagram or map of the premises sold, in addition to the fee prescribed for the conveyance.

14. The purchaser shall pay the Fiscal poundage at the rate of 6 cents on every five rupees or part thereof on the value of the property sold not exceeding the amount of the judgment debt.

Under these foregoing conditions the sale of the said properties shall be held at the spot.

P. DE KRETZER,
Secretary.

NOTICE is hereby given that after three months from date hereof the criminal and civil records of this court of ten years and over, excepting those enumerated in form A of second schedule of Ordinance No. 12 of 1894, will be destroyed, unless any person interested in any record may personally, by proctor, or by duly authenticated petition claim, upon good cause shown, that such record may not be destroyed.

By order of court,

E. R. P. WIJESINGHE,
Chief Clerk.
Police Court,
Chilaw, March 26, 1926.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,536. In the matter of the insolvency of Nana-yakkaraweragoda Vidanalage Don Cornelis of No. 63, Third Cross street, 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 May 4, 1926, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,554. In the matter of the insolvency of Abdul Aziz Mohamed Saleem of Mahiyawa estate, Kalapaluwawa.

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 April 27, 1926, for proof of claim of R. M. A. U. A. R. R. M. Saminathan Chetty.

By order of court, A. E. PERERA,
Colombo, March 30, 1926. for Secretary.

In the District Court of Colombo.

No. 3,586. In the matter of the insolvency of Joseph Marshall Perera of No. 26, 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 May 4, 1926, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,608. In the matter of the insolvency of Victor Holsinger of Wattala, Hunupitiya.

WHEREAS V. Holsinger has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by B. A. Perera of Hampden lane, Wellawatta, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said V. Holsinger insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1926, and on June 1, 1926, 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, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,609. In the matter of the insolvency of Walston Lawrence of Van Rooyen street, Colombo.

WHEREAS W. Lawrence has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. Paris of Wattala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said W. Lawrence insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1926, and on June 1, 1926, 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, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,610. In the matter of the insolvency of Albert Francis, de Mel of Rawatawatta in Moratuwa.

WHEREAS A. F. de Mel has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by R. M. Amerasekera of Rawatawatta, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. F. de Mel insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1926, and on June 1, 1926, 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, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,611. In the matter of the insolvency of C. Van Langenberg of Kotahena.

WHEREAS C. Van Langenberg has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by W. O. Bocks of Silversmith lane, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said C. Van Langenberg insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1926, and on June 1, 1926, 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, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Colombo.

No. 3,612. In the matter of the insolvency of Sinniah Doresamy of Grandpass.

WHEREAS S. Doresamy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. A. Perumal of Kotahena, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. Doresamy insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1926, and on June 1, 1926, 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, A. E. PERERA,
Colombo, April 1, 1926. for Secretary.

In the District Court of Negombo.

No. 176/I. In the matter of the insolvency of A. L. Mohamed Sheriff of Negombo.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to April 30, 1926.

By order of court, C. EMMANUEL,
Negombo, March 30, 1926. Secretary.

In the District Court of Kandy.

No. 1,671. In the matter of the insolvency of Punchi Banda Ratnayake of Kahalle, Katugastota.

NOTICE is hereby given that the adjudication of insolvency in the above case has been annulled as from the date hereof.

By order of court, P. MORTIMER,
Kandy, March 26, 1926. Secretary.

In the District Court of Galle.

No. 548. In the matter of the insolvency of Lebbe Sahib Ahamed of Leyn Baan street, Fort, 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 April 20, 1926, for the examination of the insolvent.

By order of court, C. W. GOONEWARDENE,
Galle, March 30, 1926. Secretary.

In the District Court of Galle.

No. 551. In the matter of the insolvency of Ismail Lebbe Maricar Mohamed Usubu of Gintota.

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 7, 1926, for the award of a certificate of conformity to the insolvent.

By order of court, C. W. GOONEWARDENE,
Galle, March 30, 1926. Secretary.

In the District Court of Galle.

No. 552. In the matter of the insolvency of Modera Nekatige Bastian of Walawwewatta in 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 April 29, 1926, for the proof of a claim of Rs. 405.22 due to K. N. W. A. Dias and A. G. D. de Silva of Galle.

By order of court, C. W. GOONEWARDENE,
Galle, March 30, 1926. Secretary.

In the District Court of Galle.

No. 556. In the matter of the insolvency of Ambalangodage Charles de Silva of Peraliya.

NOTICE is hereby given that the first sitting in the above matter has been adjourned for April 20, 1926.

By order of court, C. W. GOONEWARDENE,
Galle, March 30, 1926. Secretary.

In the District Court of Galle.

No. 557. In the matter of the insolvency of Omaru Lebbe Maricar Abdul Rasheed of Talapitiya in Galle.

NOTICE is hereby given that the first sitting in the above matter has been adjourned for April 20, 1926.

By order of court, C. W. GOONEWARDENE,
Galle, March 30, 1926. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

James Benjamine de Silva Jayaratne, Notary Public,
of Pasyala in Udugaha pattu of Siyana korale... Plaintiff.
No. 13,254. Vs.

Randunupatirinnehelege Carolis Appuhamy of Nam-
badaluwa in Udugaha pattu of Siyana korale. Defendant.

NOTICE is hereby given that on Thursday, May 6, 1926, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 6,738 dated March 6, 1917, and attested by J. P. Navaratna, Notary Public, and ordered to be sold by the order of court dated May 22, 1925, for the recovery of the sum of Rs. 2,325, with interest on Rs. 1,200 at the rate of 12½ per cent. per annum from September 4, 1924, up to October 31, 1924, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs taxed at Rs. 222.41, and poundage, viz. :—

At 12 noon.

1. Undivided ¼ share of the land called Delgahawatta, situated at Nambadaluwa in the Udugaha pattu of Siyana korale, in the District of Colombo, Western Province; and bounded on the north by lands owned by Carolis Appuhamy and others, on the east by lands owned by Charles Silva and others, on the south by land owned by Carolis, and on the west by high road; containing in extent about 2½ acres.

At 2 P.M.

2. Undivided 2'15 share of the field called Dummala-kumbure; situated at Humbutiya in the Udugaha pattu of Siyana korale aforesaid; and bounded on the north by field owned by Kandaullage Janis Silva and others, on the east by live fence standing on the land owned by Sudirikuge Velun Silva and others, on the south by water-course, and on the west also by water-course; containing in extent about 12 bushels of paddy sowing, and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises. Prior registration F 49/396 and 48/71.

Fiscal's Office,
Colombo, April 7, 1926.

M. PRASAD,
Deputy Fiscal.

In the District Court of Colombo.

The P. & O. Banking Corporation, Limited..... Plaintiffs.
No. 16,999. Vs.

S. P. S. Wijewardane of 60, Fifth Cross street, Pettah, Colombo, (2) Karupen Chetty Sokalingam Chetty of 15, Old Moor street, Colombo, carrying on business at 162, Sea street, Colombo, under the name, style, and firm or vilasam of Seena Seyana Ana Kana Roona..... Defendants.

NOTICE is hereby given that on Wednesday, May 5, 1926, at 2 o'clock in the afternoon, will be sold by public auction at the Fiscal's Office, Colombo, the following property for the recovery of the sum of Rs. 3,097.41, with further interest on Rs. 3,000 at 15 per cent. per annum from August 1, 1925, till date of decree (October 16, 1925), and thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till payment in full, and costs of suit, viz. :—

1. The right, title, and interest of the 2nd defendant above named in the principal sum of Rs. 14,000 and interest thereon at the rate of 15 per centum per annum due by the 1st defendant above named to the 2nd defendant above named and secured by mortgage bond No. 844 dated March 29, 1923, attested by John Wilson of Colombo,

Notary Public, whereby the following properties are mortgaged by the 1st defendant above named as a first or primary mortgage free from encumbrances and all that the said bond No. 844 of March 29, 1923, and the securities thereby created.

1. A. All that undivided one-half part of all the fruit trees and soil of lot No. 1 of Dowawatta *alias* Dowagederawatta, together with the carpenter's seventeen cubits stone-walled and tiled house and all the other buildings appertaining thereto standing thereon, containing in extent 2 roods and 18.77 perches, situated at Dangedera, within the four gravets of Galle, in the District of Galle, Southern Province; and bounded on north and east by Pahamunawela, south by lot No. 2, and west by Dangedere Cross road.

B. All the fruit trees and soil and all that are thereon of a surveyed and defined allotment of land called Dorawala-kaniwala-agabada, containing in extent 1 rood and 3 perches as per figure of survey dated December 10, 1884, and made by A. A. Davidson, Surveyor, situated at Dangedera aforesaid; and bounded on the north by ditch, east by lot No. 9, south by the other portion, and west by the old road to Ackeemana.

2. All that and those the stock in trade, furniture, fittings, goods, wares, and merchandise now lying and being at premises bearing assessment Nos. 76 and 77, situated at Bankshall street in the Pettah of Colombo, within the Municipality and District of Colombo, Western Province, and all that the book debts of the said business carried on at the said premises Nos. 76 and 77 by S. P. S. Wijewardana, the 1st defendant above named, and all that the goods, wares, merchandise, furniture, fittings, and stock in trade that may be hereafter brought in to the said premises, together with all book debts that may hereafter become due, and together with all rights, privileges, easements, servitudes, and appurtenances thereto belonging or appertaining or usually held, used, occupied, or enjoyed therewith, or reputed or known to be part, parcel, or member of the same, and all the estate, right, title, interest, property, claim and demand whatsoever of the 1st defendant above named in, to, out of, or upon the said premises and every part thereof.

Prior registration, Galle A 153/169 and 170.
Movables, Colombo Volume 8, 35/104.

Fiscal's Office,
Colombo, April 7, 1926.

M. PRASAD,
Deputy Fiscal.

In the District Court of Kalutara.

(1) Sheena Kana Rawanna Mana Rawanna Mana Ramanathan Chetty, (2) Sheena Kana Rawanna Mana Rawanna Mana Somasundaram Chetty of Sea street in Colombo..... Plaintiffs.

No. 12,083. Vs.

(1) Horawalavithanage Don Simon Appuhamy, and wife (2) Moramudalige Dona Leti Nona Hamine, both of Horawala..... Defendants.

NOTICE is hereby given that on Thursday, May 6, 1926, at 4 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 property (mortgaged by the defendants with the plaintiffs and declared bound and executable for the decree entered in the above case) for the recovery of Rs. 6,520, with interest thereon at 9 per cent. per annum from October 8, 1924, until payment in full, and costs of suit, viz. :—

An undivided ¼ share of the soil and of all the plantations thereon of the land bearing No. 4,524 called Kurunduwatta, situated at Horawala in Iddagoda pattu of Pasdun korale west, in the District of Kalutara, Western Province, and bounded on the

north by the land called Gorokgahahena, east by Mil-lagahawatta, south by Ketakerellagahawatta, and on the west by high jungle land; and containing in extent 2 acres 1 rood and 12 perches, together with the entire tiled house built with stones and all the other buildings appurtenant thereto.

Deputy Fiscal's Office,
Kalutara, March 30, 1926.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Kalutara.

(1) Sheena Khana Rawanna Mana Rawanna Mani Ramanathan Chetty, (2) Sheena Kana Rawanna Mana Rawanna Mana Somasundaram Chetty of Sea street in Colombo..... Plaintiffs.

No. 12,084. Vs.

(1) Moramudalige Don Alexander Appuhamy of Katukurunda, (2) Withanage Don Simon Appuhamy of Horawala in Iddagoda pattu... Defendants.

NOTICE is hereby given that on Thursday, May 6, 1926, at 3 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 property (mortgaged by the defendants with the plaintiffs and declared bound and executable for the decree entered in the above case) for the recovery of Rs. 3,915, with interest on Rs. 2,000 at 12 per cent. per annum from October 8, 1924, till October 16, 1925, and thereafter at 9 per cent. per annum on the aggregated sum till payment in full, viz.:—

An undivided $\frac{1}{4}$ share of the remaining soil and trees (excluding an undivided extent of 1 acre) of the land called Mutteuwehena, situated at Horawala in Iddagoda pattu of Pasdun korale west, in the District of Kalutara, Western Province; and bounded on the north by Crown high land, and the land appearing in plan No. 90,806, east by high land belonging to the Crown, south by land belonging to V. Don Carolis and others, and on the west by land purchased by S. L. Y. Marikar and the high land belonging to the Crown; and containing in extent 40 acres and 3 roods, together with the house standing thereon.

Deputy Fiscal's Office,
Kalutara, March 30, 1926.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.

Mann, Little, & Company (Ceylon), Limited,
Colombo..... Plaintiffs.

No. 15,298. Vs.

H. D. John, now of Rayigam Motor Works,
Horana..... Defendant.

NOTICE is hereby given that on Friday, May 7, 1926, 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. 14,845.20, with interest thereon at 9 per cent. per annum from March 23, 1925, till September 30, 1925, and thereafter on the aggregate amount till payment in full, and costs and poundage, viz.:—

$\frac{3}{4}$ share of the field called Kajuwattawewakumbura, situated at Horana town in Kumbuke pattu of Rayigam korale, in the District of Kalutara; and bounded on the north by lands belonging to G. Haramanis Peiris and others, on the east by lands belong to Crown, on the south by Graceland estate and Bowattewewakumbura, and on the west by Wewakumbura; containing in extent $7\frac{1}{4}$ acres.

Deputy Fiscal's Office,
Kalutara, March 30, 1926.

H. SAMERESINGHA,
Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

(1) Alitambylebbe Mohamadu Shariff Alim, (2) Alitambylebbe Aboobakerlebbe, (3) Alitambylevve Ismalevve, all of Kattankudy..... Plaintiffs.

No. 5,731. Vs.

M. Sakiriyalebbe of Kattankudy, legal representative of the estate of the late Paikere Mohaideenbawa Mahumootulebbe of Kattankudy..... Defendant.

NOTICE is hereby given that on Friday, May 7, 1926, commencing at 10 o'clock in the morning, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property decreed to be sold for the recovery of the sum of Rs. 1,143.20, viz.:—

(1) The land lot No. 889 called Nedumchenai alias Managanchenai, situated at Othiankuda village in Manmunai pattu, Batticaloa, Eastern Province; bounded on the north by river, south by Crown land and land of A. Mukiadeenbawa, east by channel, and west by land lot No. 890; and containing in extent 11 acres 3 roods and 18 perches. The land of these metes and bounds together with the outlets, inlets, and other rights thereto.

(2) The land lot No. 890 called Nedumchenai alias Managanchenai, situated at Othiankuda village aforesaid; bounded on the north by river, south by the land of A. Mukiadeenbawa, east by land lot No. 889, west by land of Umerugatta and others; and containing in extent 9 acres 2 roods and 4 perches. The land of these metes and bounds together with the outlets, inlets, and other rights thereto.

Fiscal's Office,
Batticaloa, March 31, 1926.

S. TURAIYAPPAN,
Deputy Fiscal.

In the District Court of Batticaloa.

(1) Kasupathy Poopalapillai, (2) Kasupathy Nesanama of Kallady, represented by their next friend, B. Emmanuel, Secretary of the District Court of Batticaloa..... Plaintiffs.

No. 5,762. Vs.

Masillamany Velmurugu of Kallady..... Defendant.

NOTICE is hereby given that on Wednesday, May 5, 1926, at 10 o'clock in the morning, 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 the sum of Rs. 1,676.60; with legal interest thereon at 9 per cent. per annum from April 4, 1925, and costs Rs. 251.49 $\frac{1}{2}$, viz.:—

The coconut estate called Uthaianda Mullutotam, situated at Vandaramoolai in Eraurpattu, Batticaloa District, Eastern Province; and bounded on the east by Allai and the estate of Ahamadu Meera Saibo, west by the estate of K. Mootatamby, north by the estate of S. M. Kumariah, and south by Allai and the estate of Mootatamby; in extent about 25 acres, with house, coconut trees, and produce.

Fiscal's Office,
Batticaloa, March 31, 1926.

S. TURAIYAPPAN,
Deputy Fiscal.

North-Western Province.

In the District Court of Chilaw.

Sena Meena Meeyanna Mohammado Nagoor
Kanny Marikar of Wennappuwa.....Plaintiff.

No. 7,612. Vs.

Warnakulasuriya John Fernando of Bola-
watta.....Defendant.

NOTICE is hereby given that on Tuesday, May 4, 1926, at 9 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 Rs. 2,868.50 with further interest on Rs. 2,500 at 12 per cent. per annum from October 25, 1924, till February 10, 1925, and thereafter with legal interest:—

1. The land called Talgahawatta with the plantations standing thereon, situate at Marawila in Yatakalan pattu of Pitigal korale south, in the District of Chilaw; and bounded on the north and east by land of Mavaris Fernando, south by land of Hendrick Fernando, and west by seashore; containing in extent about 4 acres.

2. The land called Wannaththiwilagawa with the plantations standing thereon, situate at Marawila aforesaid; and bounded on the north by road, east by land of Mavris Fernando, south by Wannaththivila, south by land of Siyanu Fernando; containing in extent about 3 acres.

3. An undivided $\frac{1}{4}$ share, after excluding undivided 12 coconut trees and the soil appertaining thereto, towards the south-western boundary, from and out of

the land called Kahatagahawatta *alias* Kajugahawatta, situate at Hattiniya in Yatakalan pattu aforesaid; and bounded on the north and east by lands of John Fernando, south by Gansaba road, and west by 12 coconut trees, out of this land belonging to the heirs of Manuel Fernando and high road; containing in extent 1 acre 3 roods and 22 perches.

Deputy Fiscal's Office,
Chilaw, March 27, 1926.A. BASNAYAKE,
Deputy Fiscal.

Province of Sabaragamuwa.

In the Court of Requests of Ratnapura
Harababayalaye Dilo of Erabadde.....Plaintiff.
No. 18,834. Vs.(1) Erabadde Wahampurage Asiringa, (2) Nitto
Sandorisa, both of Panawenna.....Defendants.

NOTICE is hereby given that on Saturday, May 1, 1926, at 12 noon, 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. 135.81 and poundage, viz.:—

An undivided $\frac{1}{4}$ share of Wahampura Panguwa; bounded on the north by Crown forest, east by Karuwalagepanguweimdola, south by Rauberwattekambi-weta (wire fence of the rubber estate), and west by Meddekandepanguwemaima; containing in extent about 300 acres, situated at Erabadda in the Meda pattu of Nawadun korale, Ratnapura District.

Fiscal's Office, R. E. D. ABEYRATNA,
Ratnapura, April 1, 1926. Additional Deputy Fiscal.

I, FRANCIS GRAEME TYRRELL, Fiscal for the North-Western Province, do hereby appoint Mr. R. V. Nagathan to be Marshal for the divisions of Dambadeni Udukaha north and west and Mairawati korales of Dambadeni hatpattu, Giratalana, Baladora, and Angamu korales of Dewandi hatpattu, Karandapattu, Meddeketiya, Katala, Vagapattu, Kinyama, Katugampola, Medapattu east and west, 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, from April 2 to 7 and 11 to 14, 1926, 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 31st day of March, 1926.

F. G. TYRRELL,
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 Weerakoon Arat-
chige Paulu Perera of Kotahena
No. 2,747. deceased.W. Vincent Perera of No. 5, Hill Street, Kota-
hena, Colombo.....Petitioner.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on March 22, 1926, in the presence of Mr. J. M. Caderamanpulle, Proctor, on the part of the petitioner above named; and the affidavit (1) of the said petitioner dated March 19, 1926, and (2) of the attesting notary

and witnesses dated March 13, 1926, having been read:

It is ordered that the last will of Weerakoon Aratchige Paulu 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 May 13, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 22, 1926.

V. M. FERNANDO,
District Judge.

B.3

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Sudusinghe Engeltina de Silva, deceased. No. 2,720.

Pasquel Handy Arnolis de Silva of 200, Daniels road, Mutwal.....Petitioner.

And

(1) Pasquel Handy Henrietta de Silva, (2) Pasquel Handy Berna de Silva, (3) Pasquel Handy Sonnie de Silva, (4) Pasquel Handy Doulette de Silva, (5) Pasquel Handy Daisy de Silva, (6) Pasquel Handy Kate de Silva, minors; by their guardian *ad litem*, (7) D. J. Wickremaratne of Borella.....Respondents.

THIS matter coming on for disposal before V. M. Fernando Esq., District Judge of Colombo, on March 1, 1926, in the presence of Mr. A. H. Seneviratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 26, 1926, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the 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 April 29, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 1, 1926.

V. M. FERNANDO,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Ukwattage Don Peiris, deceased, of Ilimbe. No. 1,866.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on January 21, 1926, in the presence of Mr. F. A. C. Tirimanne, Proctor, on the part of the petitioner, Ukwattage Don Remanis of Ilimbe; and the affidavit of the said petitioner dated January 7, 1926, having been read:

It is ordered that the letters of administration be issued to the said petitioner, as son, to the estate of the above-named deceased, unless the respondents—(1) Ukwattage Elizahamy of Ilimbe, (2) ditto Francinahamy of Batagoda, (3) Govitantrige Martin Singho of Govinne in Pasdun korale, (4) ditto Podynona of ditto, (5) ditto Lewis Singho of ditto—or any other person or persons interested shall, on or before March 4, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Govitantrige Lewis Singho, the 5th respondent, be appointed guardian *ad litem* over the 3rd and 4th minor respondents for the purpose of this action, unless the said respondents or any other person or persons interested shall, on or before March 4, 1926, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1926.

W. H. B. CARBERY,
District Judge.

The date for showing cause against the above *Order Nisi* is extended for April 22, 1926.

March 4, 1926.

W. H. B. CARBERY,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Pathirage Peiris Appu, deceased, of Mawatgama. No. 1,867.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on January 21, 1926, in the presence of Mr. F. A. C. Tirimanne, Proctor, on the part of the petitioner, Pathirage Saineris of Mawatgama; and the affidavit of the said petitioner dated January 14, 1926, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the eldest son, to have letters of administration to the estate of the above-named deceased, unless the respondents—(1) Pathirage Baby Sinno of Mawatgama, (2) ditto Bochchi Nona of Bellantudawa, (3) ditto Sopinona of Warakagoda, (4) ditto Piloris of Mawatgama, (5) ditto Upalis Sinno of Dodangoda, (6) ditto Kathonis Singho of Mawatgama, (7) ditto Eson Singho of Maligakanda in Colombo—or any other person or persons interested shall, on or before March 4, 1926, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1926. W. H. B. CARBERY,
District Judge.

The date for showing cause against the above *Order Nisi* is extended for April 15, 1926.

March 4, 1926. W. H. B. CARBERY,
District Judge.

In the District Court of Nuwara Eliya:

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Estate of the late John MacTier, deceased, of Hethersett estate, Kandapola. No. 171.

THIS matter coming on for disposal before C. L. Wickremesinghe, Esq., District Judge of Nuwara Eliya, on March 23, 1926, in the presence of Mr. V. C. Modder, Proctor, on the part of the petitioner; and the affidavit of the petitioner, Edward Christian Elliott of Pedestal estate, Nuwara Eliya, dated March 22, 1926, exemplification of probate, copy of last will, and power of attorney having been read: It is ordered that the will of John MacTier, deceased, dated October 11, 1921, a copy of which is filed in court, be and the same is hereby declared proved.

It is further declared that the said Edward Christian Elliott is the attorney of executors named in the said will, and that he is entitled to have letters of administration, with a copy of the said will annexed, issued to him accordingly, unless any person or persons shall, on or before April 21, 1926, show sufficient cause to the satisfaction of the court to the contrary.

March 23, 1926. C. L. WICKREMESINGHE,
District Judge.

In the District Court of Nuwara Eliya holden at Hethersett
Order Absolute in the Final Instance declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of George Cecil Bliss, late of Wallaha estate, Lindula, deceased. No. 125.

THIS matter coming on for final determination before C. L. Wickremesinghe, Esq., District Judge of

Nuwara Eliya-Hatton, on March 16, 1926, in the presence of Messrs. van Rooyen & Swan, Proctors, for Daniel Joseph Blyth of Kandy, the petitioner; and the affidavit of the said petitioner, the affidavit of Notary A. V. van Langenberg, who attested the will, and the original will of the said deceased having been read:

It is ordered that the will of George Cecil Bliss, deceased, dated May 9, 1908, a true copy of which is now deposited in this court, be and the same is hereby declared proved.

It is ordered that probate of the will of the above-named George Cecil Bliss, deceased, be issued to Daniel Joseph Blyth, one of the executors, named in the will, the other having predeceased the above-named deceased.

C. L. WICKREMESINGHE,
District Judge.

March 16, 1926

In the District Court of Galle.

Order Nisi.

In the Matter of the Estate of the late
No. 7655T. Mohamed Abdul Cader, deceased, of
Milidduwa.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Galle, on February 23, 1926, in the presence of Mr. E. C. Abeygunawardana, Proctor, on the part of the petitioner, Mohamed Abdul Cader Mohamed Saheed of Milidduwa; and the affidavit of the said petitioner dated February 19, 1926, having been read:

It is ordered that the said petitioner, as brother of the deceased above named, is entitled to have letters of administration issued to him accordingly, unless the respondent, Uma Lebbe Marikkar Mohamed Abdul Cader of Milidduwa, shall on or before May 17, 1926, show sufficient cause to the satisfaction of this court to the contrary.

February 23, 1926.

A. P. BOONE,
District Judge.

In the District Court of Galle.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Charles Arthur
No. 6,140. Samarajeewa, deceased, of
Hatuwapiyadigama.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Galle, on November 26, 1925, in the presence of his own person the petitioner, Don Pedris Samarajeewa of Hatuwapiyadigama; and the affidavit of the said petitioner dated June 25, 1925, having been read, and that of the affidavit of the attesting witnesses to the last will dated June 25, 1925, having been read:

It is ordered that the will of Charles Arthur Samarajeewa, deceased, dated November 18, 1925, and deposited in this court be and the same is hereby declared proved, unless the respondent, Don Johannes Samarajeewa, or any other person or persons concerned shall, on or before January 19, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that Mr. C. W. Goonewardene, Secretary of this court, is hereby appointed official administrator to the estate of the deceased above named, and that he as such is entitled to have letters of administration, with copy of the will annexed, issued to him accordingly, unless the respondent above named or any other person or

persons concerned shall, on or before January 19, 1926, show sufficient cause to the satisfaction of this court to the contrary.

November 26, 1925.

A. P. BOONE,
District Judge.

Date of showing cause extended to March 29, 1926.

J. C. W. ROCK,
District Judge.

Date extended to May 11, 1926.

March 29, 1926.

J. C. W. ROCK,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Kalender Saibo Packir.
No. 6,239. deceased of Navinna, Galle.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge of Galle, on March 16, 1926, in the presence of Mr. E. C. Abeygunawardana, Proctor, on the part of the petitioner, Sultan Bawa Ahmado Bawa of Hirumbura; and the affidavit of the said petitioner dated March 10, 1926, having been read:

It is ordered that the 4th respondent be appointed guardian *ad litem* over the minors, 1st and 3rd respondents, and that 5th respondent be appointed guardian *ad litem* over the minor 2nd respondent, unless the respondents, viz., (1) Packir Mohamado Marian Beebi, (2) Rahuma Beebi, (3) ditto Kaija Umma, (4) Sultan Bawa Mohammado Yusuff, Interpreter Mudaliyar, District Court, Colombo, (5) Isi Bawa Mohammado Hamid of Kitulampitiya, shall, on or before June 8, 1926, show sufficient cause to the satisfaction of the court to the contrary.

It is further declared that the said petitioner, as uncle of the minor respondents, is entitled to have letters of administration issued to him accordingly, unless the respondents shall, on or before June 8, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 16, 1926.

J. C. W. ROCK,
District Judge.

In the District Court of Matara.

In the Matter of the Estate of the
No. 3,193. late Henricus Petrus Dewasurendra
of Kotuwegoda, deceased.

Edmund David Dewasurendra of Badulla...Petitioner.

(1) Dona Nancy Dewasurendra *nee* Dantanarayana of Kotuwegoda, (2) Emily Rajapakse *nee* Dewasurendra of ditto, (3) D. A. B. Rajapakse of ditto, (4) Juliet Mary Christobel Weerasinha *nee* Dewasurendra and husband, (5) G. E. G. Weerasinha, both of Silversmith street, Colombo, (6) Robert Abraham Dewasurendra of Wadiya Beligalle, Tangalla, (7) Charlotte Dewasurendra of Kotuwegoda, Matara, (8) Dionicia Bernicia Wijetilleke *nee* Dewasurendra and husband, (9) A. Wijetilleke, both of Ratnapura, (10) Janet Dewasurendra of Kotuwegoda, (11) Julius Chetwynd Dewasurendra of Fort Matara..... Respondents.

THIS matter coming on for disposal before E. T. Dyson, Esq., District Judge of Matara, on March 22,

1926, in the presence of Messrs. G. E. & G. P. Keuneman, Proctors, on the part of the petitioner above named; and the petition and the affidavit of the said petitioner dated February 26, 1926, having been read:

It is ordered that the petitioner, Edmund David Dewasurendra, be and he is hereby declared entitled, as brother of the said deceased, to administer the said estate, and that letters of administration do issue to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before May 10, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 22, 1926. E. T. DYSON, District Judge.

In the District Court of Tangalla. Order Nisi.

In the Matter of the Intestate Estate No. 938. of the late Willaddara Gamage Suwaris of Owilana. Willaddara Hillage Him Appu of Owilana...Petitioner.

- (1) Wanniarachchige Hami Hamy, (2) Willaddara Hillage Hami Hamy, minor, by her guardian the 1st respondent, (3) Willaddara Gamage Babahami, minor, by her guardian the 1st respondent, (4) Willaddara Gamage Bebihami, minor, by her guardian the 1st respondent, (5) Willaddara Gamage Don Nikulas, minor, by his guardian the 1st respondent, all of Owilana..... Respondents.

THIS matter coming on for disposal before V. P. Redlich, Esq., District Judge of Tangalla, on February 23, 1926, in the presence of Mr. H. D. Ratnatunga, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated February 23, 1926, having been read:

It is ordered and adjudged that the petitioner be and is hereby entitled, as father of the above-named deceased, to have letters of administration of his estate issued to him, unless the respondents above named or any other person or persons shall, on or before March 25, 1926, show sufficient cause to the satisfaction of this court to the contrary.

February 24, 1926. V. P. REDLICH, District Judge.

The above Order Nisi extended and re-issued for April 19, 1926.

March 26, 1926. V. P. REDLICH, District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Senarat Don Dionis Appuhamy of Dedduwala. Singanette Babahami of Dedduwala...Petitioner.

- (1) Senarat Don Theediya Appuhamy of Dedduwala, (2) Senarat Sensihami of Pallegama, wife of (3) Don Andrayas Abeyesin Wijesekera of Pallegama, (4) Senarat Don Andarays, (5) Senarat Kirigoris, (6) Senarat Missihami, (7) Senarat Hinnihami, (8) Senarat Jane, (9) Senarat Sopi, all of Dedduwala, (10) Don Cornelias Singanette..... Respondents.

THIS matter coming on for disposal before Murari Prasad, Esq., District Judge of Tangalla, on August

31, 1925, in the presence of Mr. H. D. Ratnatunga, Proctor, on the part of the petitioner; and the affidavit of the petitioner above named dated January 30, 1925, and petition dated August 31, 1925, praying for letters of administration having been read:

It is ordered that the petitioner, Singanette Babahamine of Dedduwala, being the widow of the said deceased aforesaid, and that such letters be issued to her accordingly, unless the respondents or any person or persons interested shall, on or before January 20, 1926, show sufficient cause to the satisfaction of this court to the contrary.

August 31, 1925. M. PRASAD, District Judge.

The above Order Nisi extended and re-issued for April 19, 1926.

March 29, 1926. V. P. REDLICH, District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Don Andris de Silva Warnakulasuriya Gunasekara deceased of Tawaluwila. No. 942.

- (1) Andreas Sriwarnasingha Ratabendi Arachchi of Kiwula, (2) Don Nikulas Wijesuriya of Welipatanwila, now residing at Tawaluwila..... Petitioners.

Vs.

- (1) Nonahamy Warnakulasuriya Gunasekara, wife of (2) Don Nikulas Mathangawira, both of Palatuduwa, (3) Sopic Warnakulasuriya Gunasekara of Kiwula, wife of 1st petitioner, (4) Palita Abeyesingha Wickramasuriya of Kegalla, (5) Donald Stanley Warnakulasuriya Gunasekara of Ambalantota, minor, by his guardian ad litem (6) Joslin Warnakula Edirisuriya of Ambalantota, (7) Liyana Arachchige Heenhami of Tawaluwila..... Respondents.

THIS matter coming on for disposal before V. P. Redlich, Esq., District Judge of Tangalla, on March 22, 1926, in the presence of Mr. H. Domingo, Proctor, on the part of the above-named petitioners; and the affidavit of the petitioners above named dated March 3, 1926, and of the witnesses dated March 3, 1926, having been read:

It is ordered that the said last will and testament of the late Don Andris de Silva Warnakulasuriya Gunasekara, deceased, dated October 16, 1925, of which the original has been produced and deposited in court, be and the same is hereby declared proved; and it is ordered that the petitioners are the executors and trustees mentioned in the said last will and are entitled to probate, unless the respondents above mentioned or any person or persons interested shall, on or before April 12, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 22, 1926. V. P. REDLICH, District Judge.

208/ In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Nagapooraniamma, wife of Chinniah
No. 5,901. Iyer of Thunnalai North.

Chinniah Iyer Chelliah Iyer of Thunnalai North..Petitioner.

Vs:

(1) Saumuga Iyer Chinniah Iyer of Thunnalai North,
(2) Nagamma, wife of Chelliah Iyer of ditto, (3)
Namasiyaya Iyer Kantharaj Iyer of ditto, now of
VidalthappalaiRespondents.

THIS matter of the petition of the above-named petitioner, praying that letters of administration of the estate of the late Nagapooraniamma, wife of Chinniah Ayer, be granted to him, coming on for disposal before Hon. Sir A. Kanagasabai, Kt., District Judge, on August 25, 1925, in the presence of Mr. S. Subramaniam, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that letters of administration of the late Nagapooraniamma, wife of Chinniah Iyer, be granted to the petitioner, unless the respondents or any other person shall show sufficient cause to the contrary on or before March 2, 1926.

February 10, 1926.

E. T. MILLINGTON,
District Judge.

The above Order Nisi mentioned for April 27, 1926.

G. W. WOODHOUSE,
District Judge.

23 208/ In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Rasanayagam Mailvaganam of Sarasalai,
No. 6,052. deceased.

Appakkuday Rasanayagam of SarasalaiPetitioner.

Rasanayagam Natarajah of dittoRespondent.

THIS matter of the petition of the above-named petitioner, 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 March 5, 1926, in the presence of Mr. V. Canagaratnam, Proctor, on the

part of the petitioner; and the affidavit of the petitioner dated February 20, 1926, having been read: It is declared that the petitioner is, as the father of the said intestate, entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before April 20, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 20, 1926.

G. W. WOODHOUSE,
District Judge.

32 208/ In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and
Jurisdiction. Effects of the late Mohiadeen
No. 189. Bawapody Seinampoo of Samman-
turai, deceased.

Pakkeerlebbepody Aliarlebbe of Division No. 3,
Sammanturai.....Petitioner.

Vs.

(1) Ussanarpody Pattummah, (2) Mohiadeen
Bawapody Meeralebbei, (3) ditto Ismalebbe,
(4) ditto Asiatummah, (5) ditto Avvacuddi, (6)
ditto Alimanachchi, (7) Marakkarlebbe Ahamed-
lebbepody, all of Division No. 3, Sammanturai;
2nd, 3rd, 4th, 5th, and 6th respondents by their
guardian *ad litem* the 7th respondent...Respondents.

THIS matter coming on for disposal before W. D. Niles, Esq., District Judge of Batticaloa, on March 13, 1926, in the presence of Mr. Kariapper, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated November 3, 1925, and March 12, 1926, respectively, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the deceased, to administer the estate of the deceased, and that letters of administration do issue to him accordingly, unless the above respondents or any other person or persons interested shall, on or before April 27, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 13, 1926.

W. D. NILES,
District Judge.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance further to amend the Local Boards' Ordinance, 1898.

BE it 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 Local Boards' Short title.
Ordinance, No. of 1926.

Amendment of section 56 of the principal Ordinance.

2 The following shall be added at the end of sub-paragraph (iii.) of paragraph (20 A) of section 56 of the principal Ordinance, viz.:

“ Provided that in lieu of such fees the Board may, with the sanction of the Governor in Executive Council, levy a conservancy rate upon such annual value of all houses, buildings, lands, and tenements, as shall be determined for the purpose of the assessment rate levied under this Ordinance, within the area benefited by such service, subject to such limits and exemptions as may be specified by the Board.”

By His Excellency's command,
Colonial Secretary's Office, Colombo, March 24, 1926. A. G. M. FLETCHER,
Colonial Secretary.

Statement of Objects and Reasons.

At the present time Local Boards charge fees from the owners or occupiers of premises conserved by the Board, the usual fee being one rupee a bucket a month. This charge does not in every case cover the cost of the service, but in many cases is as much as the occupier can afford to pay, and falls very heavily on the poorer classes.

2. The benefits of a conservancy system inure not only to the owners or occupiers of the premises conserved, but also to the owners or occupiers of adjoining premises. Further, the levying of a monthly fee consequent on the installation of a dry-earth latrine has been an obstacle to the extension of this system which is so desirable on sanitary grounds. For these reasons it is considered that in many cases it will be more equitable for the cost of conservancy to be distributed among the whole area benefited by means of the imposition of a conservancy rate.

3. The Local Government Ordinance, No. 11 of 1920, provides for the levying of a conservancy rate on the whole area benefited, and the Negombo Urban District Council has with success adopted this practice in preference to the monthly fee.

4. This Ordinance will amend the Local Boards Ordinance, 1898, so as to enable a conservancy rate to be charged where such a course is considered desirable. The imposition of the rate will require to be approved by the Governor in Executive Council.

5. An Ordinance will be introduced to amend the Small Towns Sanitary Ordinance, 1892, on similar lines.

Attorney-General's Chambers,
Colombo, February 3, 1926.

L. H. ELPHINSTONE,
Attorney-General.

MINUTE.

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

An Ordinance further to amend the Small Towns Sanitary Ordinance, 1892.

BE it 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 Small Towns Sanitary Ordinance, No. of 1926.

2 The following shall be added at the end of paragraph (s) (c) of sub-section (2) of section 9E of the principal Ordinance, viz. :

Amendment of section 9E of the principal Ordinance.

“ Provided that in lieu of such fees the Board may, with the sanction of the Governor in Executive Council, levy a conservancy rate upon such annual value of all houses, buildings, lands, and tenements, as shall be determined for the purposes of the assessment rate levied under this Ordinance, within the area benefited by such service, subject to such limits and exemptions as may be specified by the Board.”

By His Excellency's command,

Colonial Secretary's Office,
Colombo, March 24, 1926.

A. G. M. FLETCHER,
Colonial Secretary.

Statement of Objects and Reasons.

At the present time Sanitary Boards charge fees from the owners or occupiers of premises conserved by the Board, the usual fee being one rupee a bucket a month. This charge does not in every case cover the cost of the service, but in many cases is as much as the occupier can afford to pay, and falls very heavily on the poorer classes.

2. The benefits of a conservancy system inure not only to the owners or occupiers of the premises conserved but also to the owners or occupiers of adjoining premises. Further, the levying of a monthly fee consequent on the installation of a dry-earth latrine has been an obstacle to the extension of this system which is so desirable on sanitary grounds. For these reasons it is considered that in many cases it will be more equitable for the cost of conservancy to be distributed among the whole area benefited by means of the imposition of a conservancy rate.

3. The Local Government Ordinance, No. 11 of 1920, provides for the levying of a conservancy rate on the whole area benefited, and the Negombo Urban District Council has with success adopted this practice in preference to the monthly fee.

4. This Ordinance will amend the Small Towns Sanitary Ordinance, 1892, so as to enable a conservancy rate to be charged where such a course is considered desirable. The imposition of the rate will require to be approved by the Governor in Executive Council.

5. An Ordinance will be introduced to amend the Local Boards' Ordinance, 1898, on similar lines.

Attorney-General's Chambers,
Colombo, February 3, 1926.

L. H. ELPHINSTONE,
Attorney-General.