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PART II.—LEGAL.

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

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COLOMBO :

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DRAFT ORDINANCES.

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.

Amendment of section 9E of the principal Ordinance.

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. :

“ 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.

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' Ordinance, No. of 1926. Short title.

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. : Amendment of section 56 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 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, A. G. M. FLETCHER,
Colombo, March 24, 1926. 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.

PASSED ORDINANCE.

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

No. 2 of 1926.

An Ordinance for the more Effectual Prevention of Crime.

HUGH CLIFFORD.

Preamble.

WHEREAS it is expedient to consolidate and amend the laws relating to the identification and supervision of criminals and their more effective punishment and for their prolonged detention, and also to provide for enlarging convicts upon licences and controlling them when at large: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited for all purposes as "The Prevention of Crimes Ordinance, No. 2 of 1926," and shall come into operation on such date as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Repeal.

2 (1) The Habitual Criminals and Licensed Convicts Ordinance, No. 32 of 1914, is hereby repealed.

(2) All rules made under the said Ordinance which were in force at the commencement of this Ordinance shall continue in force for one year from the date of the said commencement unless earlier rescinded by rules made under this Ordinance.

Definitions and Rules.

Definitions.

3 In this Ordinance, unless the context otherwise requires—

"Crime" shall mean a breach of any one of the sections of the Ceylon Penal Code or the Ceylon Paper Currency Ordinance, 1884, included in the Schedule A hereto.

"Criminal" shall mean a person who has been convicted of a crime.

"Registrar" shall mean the Registrar of the Finger Prints Identification Office.

"Registered Criminal" shall mean a person registered under this Ordinance as a criminal.

"Peace Officer" and "Police Officer" shall have the same meaning as in "The Criminal Procedure Code, 1898."

Rules to be made by the Governor.

4 (1) The Governor in Executive Council may make rules:

(a) For the registration of criminals and for the appointment of officers by the Inspector-General of Police to superintend the carrying out of such registration, the photographing of criminals, and the taking of such other measures as may be suitable to ensure the identification of criminals.

(b) Prescribing the method of identifying criminals so registered.

(c) Prescribing the measures to be taken to keep criminals under observation by peace officers and police officers.

(d) Regulating the supervision of persons subject to police supervision under section 8 of this Ordinance.

(e) Regulating the treatment of persons undergoing sentences of preventive detention, the conditions of their discharge, and their supervision by specially authorized supervisors after their discharge.

(f) Prescribing the conditions under which convicts may be licensed to be at large under this Ordinance.

(2) All rules so made, repealed, or amended (i.) shall be published in the *Government Gazette* and laid for a period of six sitting days before the Legislative Council, and (ii.) shall come into force on the day on which they are approved by a resolution of the Council, or on such later day as may be specified in such rule or resolution.

Identification of Persons previously convicted.

5 (1) Whenever a person accused of a crime that is not triable summarily has been committed for trial, the Police Magistrate may at any time after such committal and before the trial cause the accused's finger prints to be taken in court and forwarded for identification to the Registrar. For this purpose the Police Magistrate may delay the transmitting of the record to the court of trial until the completion of such further proceedings.

Procedure where a person accused of a non-summary crime is suspected of having been previously convicted.

(2) The Registrar shall compare the finger prints so forwarded with his records of finger prints and shall issue to the Police Magistrate a certificate substantially in the form set forth in Schedule B stating whether or not the finger prints forwarded are identical with the finger prints of a registered criminal who has already been at least twice convicted of a crime and sentenced on those convictions to not less than one year's rigorous imprisonment in the aggregate.

(3) (a) If the certificate so issued declares that the accused's finger prints are identical with those of a registered criminal as described in sub-section (2) the Police Magistrate shall read such certificate to the accused and call upon him to admit or deny separately each of the convictions set forth therein.

(b) And (i.) should the accused make a statement admitting all the convictions, the Police Magistrate shall record it in the manner provided by section 302 of "The Criminal Procedure Code, 1898"; (ii.) should the accused not make a statement or make a statement denying all or any of the convictions, the Police Magistrate shall after recording the statement (if any) in the manner indicated above proceed to record in respect of such of the convictions as the accused does not admit the evidence prescribed in section 7.

(4) All proceedings recorded under this section and all documents tendered in connection therewith shall be forwarded to the Attorney-General or to such person as the Attorney-General may direct so as to reach him before the date fixed for the trial.

(5) Any statement or evidence recorded and any document tendered under this section may be put in and read as evidence at the trial at such time after conviction as it becomes material to inquire into the past record and character of the accused.

6 (1) Whenever a person is accused of a crime triable summarily and the Police Magistrate is satisfied after the case for the prosecution has been closed that there is a *prima facie* case against him, such Police Magistrate may cause his finger prints to be taken and forwarded in the manner prescribed in sub-section 5 (1), and the Registrar shall issue a certificate as required by sub-section 5 (2).

Procedure where a person accused of a summary crime is suspected of having been previously convicted.

(2) If the certificate so issued declares that the accused's finger prints are identical with those of a registered criminal as described in sub-section 5 (2), the Police Magistrate shall discontinue the summary proceedings and commence non-summary proceedings against the accused. And after the accused has been committed (if such be the case), the Police Magistrate shall proceed in the manner prescribed in sub-sections 5 (3) and 5 (4) in respect of the convictions set out in the certificate. For this purpose the Police Magistrate may delay the transmitting of the record to the court of trial until the completion of such further proceedings.

(3) If the Registrar after comparing the accused's finger prints with his records does not certify an accused to be a registered criminal as described in sub-section 5 (2), no evidence whatever shall be tendered before the Police Magistrate to prove any previous conviction against him until after he has been convicted.

(4) Where a Police Magistrate has convicted an accused liable to be proceeded against in the manner prescribed by sub-sections (1) and (2), such conviction shall be deemed to be null and void.

(5) Any statement or evidence recorded and any document tendered under this section may be put in and read as evidence at the trial at such time after conviction as it become material to inquire into the past record and character of the accused.

Mode of proving previous conviction.

7 The fact that any person has been previously convicted of a crime may be proved by the production of a certificate purporting to be signed by the chief clerk, secretary, or registrar of a court stating the substance and effect of the charge and conviction, and certifying—

(a) That such person was so previously convicted before the court; or

(b) That on an occasion when such person was convicted by the court, of another offence, he admitted that he was so previously convicted, or was proved to have been so previously convicted;

and by proof of the identity of the person against whom a previous conviction is sought to be proved, with the person named in the certificate.

Enhanced Sentence on Criminals previously convicted.

Power of court to direct supervision of previously convicted criminals after discharge from jail.

8 (1) When a person is convicted of a crime and a previous conviction of a crime is proved against him, the court of trial may, in addition to any other punishment which it may award to him, direct that he shall on the expiration of any term of imprisonment to which he is sentenced be subject to the supervision of the police for a period not exceeding two years if the court of trial be a Police Court and four years if such court be the District Court or the Supreme Court. Provided that the provisions of this section shall not apply in the case of any person sentenced to preventive detention under section 10 of this Ordinance.

Punishment for neglect of such duty.

(2) Every such person contravening any rule made under section 4 of this Ordinance dealing with persons subject to police supervision, shall in every case, unless he satisfies the court that he did his best to act in conformity with the said rule, be guilty of an offence under this Ordinance, and be liable on conviction to imprisonment of either description for any period not exceeding six months.

Sentence to be passed on criminals previously convicted.

9 If any person who has previously twice or oftener been convicted of any crime and has been sentenced on such conviction or convictions to undergo rigorous imprisonment exceeding in the aggregate one year is again convicted of a crime before the Supreme Court or before a District Court, such court, in any case in which it would not otherwise have jurisdiction so to do, shall have jurisdiction, anything in "The Criminal Procedure Code, 1898," "The Ceylon Penal Code," or any other Ordinance to the contrary notwithstanding, to sentence him to rigorous imprisonment for a period not exceeding two years, in addition to any punishment other than imprisonment to which he may be liable.

Preventive detention.

10 (1) In the case of a person who is convicted of a crime, and has since attaining the age of sixteen years been at least three times previously convicted of a crime and sentenced on such conviction or convictions to not less than one year's rigorous imprisonment in the aggregate the court, if of opinion that it is expedient for the protection of the public

that the offender should be kept in detention for a lengthened period, in addition to any period of imprisonment to which he may be sentenced, may pass a further sentence ordering that on the determination of such period of imprisonment he be detained for such further period not exceeding five nor less than three years as the court may determine, and such detention is herein referred to as preventive detention.

(2) For the purposes of this section, when an accused person has been convicted, the court may before passing such sentence admit evidence as to the character and repute of the accused, and the accused may tender similar evidence; and for this purpose the court may postpone the case from time to time, and remand the accused or admit him to bail.

Evidence of character and repute.

(3) For the purposes of this section "the court" shall mean the Supreme Court or the District Court.

Meaning of "court."

(4) A person sentenced to preventive detention by a District Court may appeal to the Supreme Court against such sentence, and such appeal shall be subject to the conditions specified in "The Criminal Procedure Code, 1898."

Appeal.

11 Where a person has been sentenced, whether before or after the passing of this Ordinance, to rigorous imprisonment for a term of five years or upwards, and he appears to have been at the date of such sentence a person liable to a sentence of preventive detention under section 10 of this Ordinance, the Governor may, if he thinks fit, at any time after three years of the term of rigorous imprisonment have expired, commute the whole or part of the residue of the sentence to a sentence of preventive detention, so, however, that the total term of sentence when so commuted shall not exceed the term of rigorous imprisonment originally awarded.

Governor may commute rigorous imprisonment to a sentence of preventive detention.

12 Every sentence of preventive detention shall take effect immediately on the determination of the period of imprisonment to which the convict has also been sentenced, whether such determination take place by effluxion of time or by order under the last preceding section, or by a remission of any part of the sentence under the prison rules or otherwise.

Preventive detention to commence after imprisonment.

13 Persons undergoing preventive detention shall be confined in any prison or part of a prison which the Governor may set apart for the purpose, and shall be subject to the law for the time being in force with respect to rigorous imprisonment as if they were undergoing rigorous imprisonment, subject to such modifications as may be prescribed by rules framed under section 4 of this Ordinance.

Governor may set apart prison for preventive detention.

Release on Licence.

14 It shall be lawful for the Governor, by an order in writing, to grant to any convict undergoing sentence of imprisonment or preventive detention in any prison in this Colony a licence, in the form set forth in Schedule C or Schedule D hereto respectively, to be at large in the Colony or in any part thereof during such portion of his period of imprisonment or preventive detention, and upon such conditions, as to the Governor shall seem fit. The Governor may, if he thinks fit, revoke or alter such licence or vary the conditions thereof. Every such licence may be granted and every revocation or alteration of a licence or variation of the conditions thereof may be made by an order in writing under the hand of the Colonial Secretary or an Assistant Colonial Secretary.

Grant of licences to convicts at large.

15 If any holder of a licence granted as aforesaid is convicted of any crime, his licence shall be forthwith forfeited by virtue of such conviction.

Reasons involving forfeiture of licences.

16 If any holder of a licence granted as aforesaid—

(a) Fails to produce his licence when required to do so by any Judge or Police Magistrate before whom he may be brought charged with any offence, or by the police officer in whose custody he may be, and fails to make any reasonable excuse for not producing the same; or

Non-production of licence or breach of any conditions of licence declared an offence.

(b) Breaks any of the other conditions of his licence that are not of themselves punishable either upon indictment or upon summary conviction—

he shall be guilty of an offence, and be liable on conviction to imprisonment, either rigorous or simple, for any period not exceeding six months.

Arrest of
licence holder
on suspicion.

17 Any peace officer may without warrant take into custody any holder of a licence granted as aforesaid whom he may reasonably suspect of having committed any offence or having broken any of the conditions of his licence, and may detain him in custody until he can be taken before a competent Magistrate and dealt with according to law.

Duty of
Magistrate to
report
conviction to
Governor.

18 When any holder of a licence granted as aforesaid is convicted of an offence punishable under section 16, the Magistrate convicting the prisoner shall report such conviction to the Governor, whereupon it shall be competent to the Governor to revoke the licence of such prisoner.

Consequences of
forfeiture or
revocation.

19 When any licence granted as aforesaid is forfeited in terms of section 15, or is revoked in pursuance of a conviction under section 16, a person whose licence is so forfeited or revoked shall, after undergoing any other punishment to which he may be sentenced for the offence in consequence of which his licence is forfeited or revoked, further undergo a term of imprisonment or preventive detention equal to the portion of his term of imprisonment or preventive detention that remained unexpired at the time of the grant of the licence.

SCHEDULE A. (Section 3.)

Section of Penal Code.	Nature of Offence.
From 226 to 256 (inclusive)	.. Offences relating to coin and Government stamps
296, 297, 300, 301	.. Culpable homicide, &c.
From 315 to 324 (inclusive)	.. Voluntarily causing hurt by dangerous weapons, &c.
From 367 to 371 (inclusive)	.. Theft, theft of cattle, &c.
From 373 to 378 (inclusive)	.. Extortion, &c.
From 380 to 385 (inclusive)	.. Robbery, &c.
387	.. Criminal misappropriation
From 389 to 392 (inclusive), but excluding 392A	.. Criminal breach of trust
From 394 to 397 (inclusive)	.. Dishonestly receiving stolen property
From 400 to 403 (inclusive)	.. Cheating
From 418 to 426 (inclusive)	.. Mischief, &c.
From 435 to 451 (inclusive)	.. House-trespass, house-breaking, &c.
From 452 to 466 (inclusive)	.. Forgery, &c.
490	.. Attempting the breach of any of the sections above specified in this schedule
Section of Ordinance No. 32 of 1884 :—	
From 21 to 23 (inclusive)	.. Offences relating to currency notes
Section of Penal Code.	
101, 113A, and 113B	.. Abetting and conspiracy to commit breaches of any of the above offences specified in this schedule

SCHEDULE B. (Section 5.)

To the Police Magistrate of _____.

Certificate.

Having examined the finger prints overleaf, I hereby certify that they are/are not identical with the finger prints of a "registered criminal who has already been at least twice convicted of a crime and sentenced on those convictions to not less than one year's rigorous imprisonment in the aggregate."

(Signed) _____.

Registrar of Finger Prints.

(The following form is to be filled up *only* if the accused has been convicted and sentenced as above.)

Details of Previous Convictions.

1

Date of sentence ..
 Name of first offence ..
 Name of court in which tried ..
 No. of case, and sentence ..

2

Date of sentence ..
 Name of second offence ..
 Name of court in which tried ..
 No. of case, and sentence ..

3

Date of sentence ..
 Name of third offence ..
 Name of court in which tried ..
 No. of case, and sentence ..

4

Date of sentence ..
 Name of fourth offence ..
 Name of court in which tried ..
 No. of case, and sentence ..

(Signed) _____.

Registrar of Finger Prints.

SCHEDULE C. (Section 14.)

Order of Licence to a Convict sentenced to Imprisonment.

We, _____, Governor of Ceylon, hereby grant to _____, who was convicted of the offence of _____ in the _____ Court of _____, on the _____ day of _____, 19____, and was then and there sentenced to _____ imprisonment for the term of _____, and is now confined in _____, a licence to be at large from the _____ day of _____, 19____, during the remaining portion of his said term of imprisonment, unless the said _____ shall, before the expiration of the said term, be convicted of any crime set forth in the Schedule A to the Prevention of Crimes Ordinance, No. 2 of 1926, in which event this licence shall be forthwith forfeited, or unless it shall please Us sooner to revoke or alter this licence.

This licence is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be revoked, whether such breach is followed by conviction or not.

Given this _____ day of _____, One thousand Nine hundred and _____.

(Signed) _____.

Colonial Secretary,
 (or Assistant Colonial Secretary).

SCHEDULE D. (Section 14.)

Order of Licence to a Convict sentenced to Imprisonment or Preventive Detention.

We, _____, Governor of Ceylon hereby grant to _____ who was convicted of the offence of _____ in the _____ Court of _____, on the _____ day of _____, 19____, and was then and there sentenced to _____ imprisonment for the term of _____, and also to preventive detention for the term of _____, and is now detained in _____, a licence to be at large from the _____ day of _____, 19____, during the remaining portion of his said term of _____, unless the said _____ shall, before the expiration of the said term be convicted of any crime set forth in the Schedule A to the Prevention of Crimes Ordinance, No. 2 of 1926, in which event this licence shall be forthwith forfeited, or unless it shall please Us to revoke or alter this licence.

This licence is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be revoked, whether such breach is followed by conviction or not.

Given this _____ day of _____, One thousand Nine hundred and _____.

(Signed) _____,

Colonial Secretary,

(or Assistant Colonial Secretary).

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

J. A. MAYBIN,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-seventh day of March, One thousand Nine hundred and Twenty-six.

J. A. MAYBIN,
Clerk to the Council.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5/84. In the matter of the insolvency of A. de Silva of Moratuwa in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 27, 1926, to appoint an assignee.

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

In the District Court of Negombo.

No. 171/I. In the matter of the insolvency of Pata-pitige Sediris Fernando of Henpita-gedera.

NOTICE is hereby given that the certificate meeting in the above case will take place on April 27, 1926.

By order of court, C. EMMANUEL,
Negombo, April 12, 1926. Secretary.

In the District Court of Kalutara.

No. 199. In the matter of the insolvent estate of Usuff Lebbe Wappu Marikar Abdul Hamid of Beruwala.

WHEREAS Usuff Lebbe Wappu Marikar Abdul Hamid has filed a declaration of insolvency, and Levai Marikar Mohamad Cassim Marikar of Beruwala, a petition for the sequestration, as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21

days: 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 April 23 and May 14, 1926, 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.

By order of court, R. MALALGODA,
Kalutara, April 7, 1926. for Secretary.

In the District Court of Kalutara.

No. 184. In the matter of the insolvency of Philip Alwis of Beruwala in Kalutara District.

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, to examine the insolvent.

By order of court, R. MALALGODA,
Kalutara, April 8, 1926. Secretary.

In the District Court of Kalutara.

No. 187. In the matter of the insolvency of Bennett Francis Abeysekera of Kalutara.

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 16, 1926, to file assignee's report.

By order of court, R. MALALGODA,
Kalutara, April 8, 1926. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

N. D. H. Mohamed Salih of 76, Main street,
Pettah, Colombo.....Plaintiff.

No. 18,668. Vs.

Yoosof Lebbe Abdul Rahaman of Ne-
gombo.....Defendant.

NOTICE is hereby given that on Saturday, May 8, 1926, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property mortgaged by bond No. 185 dated July 2, 1923, viz. :—

All the stock-in-trade, merchandise, wares, furniture, effects, and things lying in Green's road, Cross building, No. 1, and Main street, boutique No. 60, Negombo.

Amount to be levied Rs. 10,000, with interest thereon at 9 per cent. per annum from July 2, 1923.

Deputy Fiscal's Office,
Negombo, April 8, 1926.M. EDIRIWIRA,
Deputy Fiscal.

In the District Court of Kalutara.

Testamentary In the Matter of the Estate of Fran-
No. 1,042. ciskufernandulage Hendrick Fer-
nando of Desastara Kalutara
deceased.

Maddumage Charles Helenis Fernando of Wad-
duwa, administrator.....Administrator.

NOTICE is hereby given that on Tuesday, May 11, 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 administrator in the following property for the recovery of Rs. 11,800/- viz., Rs. 2.20 deficit stamp duty and Rs. 2.00 being stamps for this writ. :—

The land called Gorakgahakurunduwatta and the house standing thereon, situated at Wekada in Panadure, in the District of Kalutara; and bounded on the north by Hikgahawatta and Nugagahawatta, east and west by the portions of the same land, south by the ditch of Eluwilakumbura; and containing in extent about 1 acre.

Deputy Fiscal's Office,
Kalutara, April 12, 1926.H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Kalutara.

Agampody Bailo de Soysa Hamine, administra-
trix of the estate of the late Kumarasinghe
Aron Perera Rajakaruna of Kosgoda, de-
ceased.....Plaintiff.

No. 10,739. Vs.

Agampody William Henry de Zoysa Samarase-
kera Appuhamy of Desastara Kalutara...Defendant.

NOTICE is hereby given that on Saturday, May 8, 1926, commencing at 3 o'clock in the afternoon, will

be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property (mortgaged by the defendant with the plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of Rs. 3,450.07½, with further interest on Rs. 2,000 at the rate of 6 per cent. per annum from July 18, 1922, till October 4, 1923, and thereafter at the rate of 9 per cent. per annum on the aggregate, less Rs. 2,000, and Rs. 447 and Rs. 355, viz. :—

1. An undivided ½ share of the soil and the plantations standing thereon of the land called Kadimaratchiawatta; bounded on the north by Bogahawatta, on the east Dombagahawatta, Appullanagewatta, Goniwatta, on the south by Hakurugewatta *alias* Warawagewatta, on the west by Bamunugewatta wherein Assaneris Vedarala lived and Kadimaratchiawatta; containing in extent 2 roods and 19 perches, situated at Desastara Kalutara.

2. An undivided 11/20 parts of the share of the soil and the plantations of the land called Bogahawatta bearing assessment Nos. 1,175 and 1,174; bounded on the north by Siambalagahawatta, on the east by Gorakgahawatta, on the south by a portion of Bogahawatta, on the west by Tantiriyagewatta; containing in extent 3 roods and 38 76/100 perches, situated at Desastara Kalutara, excluding the planter's ½ share of the plantations standing on the said Bogahawatta.

3. All that 3/14 portion of the land called Gorakgahawatta *alias* Ambagahawatta, with the buildings and plantations standing thereon bearing assessment No. 710; bounded on the north by the land in the name of Davith de Fonseka, Mudaliyar, and the road leading to the Railway Station, on the east by the high road, on the south by a portion of this land, and on the west by the land belonging to Gintotavidanelage Jacob de Silva; containing in extent about 1 rood, situated at Desastara Kalutara.

N.B.—These properties are being sold at the risk of the original purchaser.

Deputy Fiscal's Office,
Kalutara, April 12, 1926.H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.

N. M. Karim and two others of Keyzer street
in Colombo.....Plaintiffs.

No. 15,089. Vs.

Muthu Menika, widow of W. E. L. Soysa of
Hanguranketta.....Defendant.

NOTICE is hereby given that on Monday, May 10, 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. 850.84, with interest on Rs. 2,789.91 at 9 per cent. per annum from March 6, 1925, till payment in full, viz. :—

Undivided ¾ share of the land and the two cadjan roofed houses standing thereon of Kosgahawatta *alias* Kosgahalandawatta, situated at Parata in Panadurabadda in Panadure totamune, in the District of Kalutara; and bounded on the north by the land belonging to Panadura-aratchige Don Juan Naide and others, east by the land belonging to Kasidurage Pasqual Peiris and Millagahawatta, south by Puswelgahadole

watta, and west by land claimed by Panadura-aratchige Don Juan Naide and others; and containing in extent, according to plan dated March 3, 1884, made by N. P. Rupasinha, Surveyor, 18 acres and 15 perches.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kafutara, April 12, 1926. Deputy Fiscal.

Roof

Eastern Province.

In the Court of Requests of Trincomalee.

Velu Nagamuttu of Division No. 1, Trincomalee.....Plaintiff.

No. 9.072. Vs.

Nakentiram Nallatamby of Division No. 1, Trincomalee.....Defendant.

NOTICE is hereby given that on Saturday, May 8, 1926, at 4 o'clock in the afternoon, 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. 153.51, and interest on Rs. 129.98 at 9 per cent. per annum from November 16, 1925, till payment in full, and poundage:—

An undivided half share of and in all those premises bearing assessment No. 193, and of the tiled and cadjan roofed houses and the palmyra and other trees and plantations thereon, situate at Division No. 1, Trincomalee, Eastern Province; bounded in its entirety on the north-east by the land of the heirs of S. Sekumarakar, south-east by the land of the heirs of V. Murugan, south-west by lane, and north-west by road; extent 1 rood 29 perches.

This property will be sold subject to a primary mortgage in favour of M. Muttutambay as per bond No. 3,860 dated December 8, 1919, for Rs. 350, with interest thereon at 16 per cent. per annum, and to a secondary mortgage decree entered in case No. 1,148, D. C. Trincomalee, in favour of P. Ramupillai for Rs. 500.52, with interest thereon at 9 per cent. per annum from January 4, 1926.

Deputy Fiscal's Office, C. VELUPILLAI,
Trincomalee, April 12, 1926. Deputy Fiscal.

I, HUMPHREY WILLIAM CODRINGTON, Fiscal for the North-Western Province, do hereby appoint H. M. C. Muttu Kristna to be Marshal for the Puttalam District, under the provisions of the Fiscals' Ordinance, No. 4 of 1867, 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 7th day of April, 1926.

H. W. CODRINGTON,
Fiscal.

I, HUMPHREY WILLIAM CODRINGTON, Fiscal for the North-Western Province, do hereby appoint K. M. Tennekoon to be Marshal for the

29 Ro 10/-

North-Western Province.

In the District Court of Colombo.

Wilson Holgate & Co. (Ceylon), Ltd., Galle buildings, Fort, Colombo.....Plaintiffs.

No. 10,494. Vs.

M. A. Idroos, now of Rhubelle, Wellawatta road, Colombo.....Defendant.

NOTICE is hereby given that on Saturday, May 15, 1926, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.:—

All that portion of land in extent 60 acres more or less out of the land called Keballawalahenyaya and the adjoining Palagahamulahena, situate at the village called Yayamulla in Medapattu korale west of Katugampola hatpattu, in the District of Kurunegala, North-Western Province, containing in extent about 77 acres; and bounded on the east by the garden belonging to Ada Naide and others and the gardens belonging to some others, on the south by the land Serugahamullehena belonging to Singho Naide and others, on the west by the tracing road which separates the land belonging to Segu Meera Lebbe, and on the north by the tree called Palugaha standing on the land belonging to Ausada Naide and others and the jak tree standing on the garden belonging to Kombimamaly (boundaries as ascertained at the survey being north by road and garden of Kombimamaly now of Gurunaidu and others, east by the land belonging to Ada Naide and others, south by the land belonging to Singho Naide and others, and west by the chena of Bandi Naide and others and the land Karolis Appuhami and others); containing in extent 22 acres 2 roods and 20 perches.

Amount to be levied Rs. 9,939.11, with legal interest on Rs. 7,500 from November 20, 1923, till payment in full, and costs of suit and poundage.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, April 10, 1926. Deputy Fiscal.

divisions of Dambadeni Udukaha north and west, and Mairawati korales of Dambadeni hatpattu, Giratalana, Baladora, and Angomu korales of Dewameddi hatpattu, Karandapattu, Meddeketiya, Yatikaha, Yagampattu, 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, 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 7th day of April, 1926.

H. W. CODRINGTON,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Wannakuwattewaduge Maria
No. 2,721. Leanora Fernando of Indibedda in
Moratuwa, deceased.

Panagodage Joseph Fernando of Indibedda in
Moratuwa.....Petitioner.

(1) Panagodage Sarah Martha Fernando, wife of
(2) Wannakuwattewaduge John Luther Fer-
nando, both of Horetuduwa in Panadura-
badda.....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. Alfred V. Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 28, 1926, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before 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 Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of William Mitchell of
No. 2,753. Srinagar, Kashmir, India, deceased.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on March 24, 1926, in the presence of Mr. Cecil Herbert Spence Blatch of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo, and the affidavit of the said petitioner dated March 23, 1926, true copy of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated March 15, 1926, having been read: It is ordered that the will of the said deceased dated October 25, 1919, of which a true copy of probate has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executor 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 interested shall, on or before April 29, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 24, 1926.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Harold Foster of
No. 2,746. Colombo, deceased.

George Robertson Brown of Colombo.....Petitioner.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on March 18, 1926, in the presence of Messrs. D. L. & F. de Saram, Proctors, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated March 17, 1926, (2) the affidavit of the attesting notary dated March 17, 1926, (3) the power of attorney in favour of the said petitioner dated December 12, 1925, having been read:

It is ordered that the last will and testament of Harold Foster, 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 attorney in Ceylon of Christina Paterson Foster, the sole executrix under the will of the above-named deceased, and is entitled to have letters of administration (with copy of the will annexed) issued to him accordingly, unless any person or persons interested shall, on or before May 6, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 18, 1926.

V. M. FERNANDO,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of the late Hettiaratchige Philip de
No. 2,401. Silva of Kochchikade, deceased.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on March 24, 1926, in the presence of Mr. A. E. Rosa, Proctor, on the part of the petitioner, Mahipalamudalige Barbara Paaris Hamine of Kochchikade; and the affidavit of the said petitioner dated March 24, 1926, having been read:

It is ordered that the 3rd respondent be appointed guardian *ad litem* over the minors, 1st and 2nd 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 she is hereby declared entitled, as the wife of the said deceased, to administer the estate of the deceased above named, and that letters of administration do issue to her accordingly, unless the respondents—(1) Hettiaratchige Jane Francisca de Silva, (2) ditto Joseph Benedict de Silva, and (3) Mahipalamudalige Leonis Paaris, all of Kochchikade—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.

And it is further ordered that the said 3rd respondent do produce the said minors before this court on April 29, 1926, at 9-30 A.M., in connection with this case.

March 24, 1926.

D. H. BALFOUR,
District Judge.

In the District Court of Negombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Joint Last Will and Testament of Jayamannamohottige Dona Rosa Maria Perera, and Suriachchimudalige Don Maththes Appuhamy of Kandawala, deceased.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on February 26, 1926, in the presence of Messrs. Samaratunga & Perera, Proctors, on the part of the petitioner, Jayamannamohottige Dona Rosa Maria Perera of Kandawala; and the affidavit (1) of the said petitioner dated February 22, 1926, and (2) of the notary dated February 10, 1926, having been read:

It is ordered that the last will and testament of Suriachchimudalige Don Maththes Appuhamy of Kandawala, deceased, dated February 4, 1912, of which the original has been produced and now deposited in this court, be and the same is hereby declared proved.

It is further ordered that the said Jayamannamohottige Dona Rosa Maria Perera of Kandawala is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless the respondents—(1) Suriachchimudalige Dona Evulaliya Hamine, (2) ditto Dona Selestina Hamine, (3) ditto Dona Lucyhamy, and (4) ditto Dona Ana Marihamy—or any other person or persons interested shall, on or before March 31, 1926, show sufficient cause to the satisfaction of this court to the contrary.

February 26, 1926.

D. H. BALFOUR,
District Judge.

Time for showing cause against this *Order Nisi* is extended for April 26, 1926.

March 31, 1926.

D. H. BALFOUR,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Cecelia Georgiana Tissera, late of Fiscal's Junction, Negombo, deceased.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on March 16, 1926, in the presence of Messrs. Amarasinghe & Loos, Proctors, on the part of the petitioner, Anselm Peter Bertram van Sanden of Lake View, Lake crescent, Colombo; and the affidavit of the said petitioner dated January 25, 1926, having been read:

It is ordered that the 11th respondent be appointed guardian *ad litem* over the minor, 14th respondent, 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 nephew of the said deceased, to administer the estate of the deceased above named, and that letters of administration be issued to him, unless the respondents—(1) Mary Sansoni of Temple road, Colombo, (2) Bridget Bernadine Daisy van Sanden, (3) Lorenz Adelaide Flavia van Sanden, (4) Ann Isabel van Sanden, (5) Antonia Henrietta van Sanden, (6) Catherine Evangaline Benedicta van Sanden, (7) Gerald Froiline Eric van Sanden, (8) Dunstan Percival van Sanden, (9) Joseph Christopher Jones van Sanden, (10) Claitus Edmund van Sanden, (11) John William van Sanden, (12) Clement Eardley Augustine van Sanden, all of Lake View, Lake crescent, Colombo, (13) Madam A. van Sanden, (14) Louis van Sanden, both of Rue de Copercius, Pondicherry, India, (15) Victor van Sanden—or any other person or persons interested shall, on or before April 23, 1926, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the said 11th respondent do produce the said minor before this court, on April 23, 1926, at 9.30 A.M., in connection with this case.

March 16, 1926.

D. H. BALFOUR,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late James Singho, deceased, of Uduwa No. 1,877. in Raigam korale.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on February 27, 1926, in the presence of Mr. G. G. Perera, Proctor, on the part of the petitioner, Walpitige Punchsinno of Uduwa; and the affidavit of the said petitioner dated January 15, 1926, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled to have letters of administration, as father, to the estate of the above-named deceased, unless the respondents—(1) Walpitige Lengonona and husband, (2) Haputantrige Anoris, both of Uduwa, (3) Walpitige Nonchamy and husband, (4) Beddage Babusagho, (5) Walpitige Heras Singho, and (6) ditto Sepinna, all of Uduwa (5th and 6th respondents are minors, by their guardian *ad litem* the 3rd respondent)—or any other person or persons interested shall, on or before March 25, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said Walpitige Nonchamy, the 3rd respondent, be and she is hereby appointed guardian *ad litem* over the 5th and 6th minor respondents, for all the purposes of this action, unless any other person or persons interested shall, on or before March 25, 1926, show sufficient cause to the satisfaction of this court to the contrary.

W. H. B. CARBERY,
District Judge.

Date for showing cause against the *Order Nisi* is extended till May 13, 1926.

March 25, 1926.

W. H. B. CARBERY,
District Judge.

R 101/ In the District Court of Kandy.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of Maha Arambe Wallawe Medduma Banda Abeyratne of Bokalawela, deceased.

Rambukwelle Galboda Bisso Kumarihamy of Bokalawela.....Petitioner.

And

(1) Maha Arambe Wallawe Mallika Kumarihamy, (2) ditto Alexander Abeyratne, (3) ditto Rewata Kumarihamy, (4) ditto Seelawati Kumarihamy, (5) ditto Loku Banda, all of Bokalawela in Kulugammana Siyapattu of Haris-pattu.....Respondents.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge of Kandy, on March 3, 1926, in the presence of Mr. P. B. Banaraja, Proctor, on the part of the petitioner, Rambukwelle Galboda Bisso Kumarihamy; and the affidavit of the petitioner dated February 8, 1926, and the petition having been read:

It is ordered that the petitioner, as the widow of the above-named deceased, 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) Maha Arambe Wallawe Mallika Kumarihamy, (2) Maha Arambe Wallawe Alexander Abeyratne, (3) Maha Arambe Wallawe Rewata Kumarihamy, (4) Maha Arambe Wallawe Seelawattie Kumarihamy, and (5) Maha Arambe Wallawe Loku Banda; the 1st, 2nd, 3rd, and 4th respondents appearing in their duly appointed guardian *ad litem*, the 5th respondent—any person, or any other persons shall, on or before May 3, 1926, show sufficient cause to the contrary.

March 18, 1926.

P. E. PIERIS,
District Judge.

R 101/ In the District Court of Nuwara Eliya holden at Hatton.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. and Effects of Ravana Ana Peyna No. 124: Ramen Kangany of Bogawana estate, Bogawantalawa, deceased.

Ravanna Ana Peyna Perumal of Bogawana estate, Bogawantalawa.....Petitioner.

And

(1) Kaliasamma, daughter of Sime Acha Kavunden of Bogawana, Bogawantalawa, (2) Ramaie, wife of Ravalan of Friedland, Bogawantalawa, (3) Arakani, wife of Mellan of Devonford, Bogawantalawa, (4) Narayanan of Bogawana, Bogawantalawa, and (5) Ravalan of Friedland, Bogawantalawa.....Respondents.

THIS matter coming on for disposal before C. L. Wickremesinghe, Esq., District Judge of Nuwara Eliya-Hatton, on March 13, 1926, in the presence of Messrs. van Rooyen & Swan, Proctors, on the part of the petitioner; and the affidavit and petition of the petitioner dated December 10, 1925, and March 12, 1926, having been read:

It is ordered that the petitioner, as son of the above-named deceased, be and he is hereby declared entitled, to have letters of administration to the above estate issued to him, unless the respondents or any other

person or persons interested shall, on or before April 8, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 13, 1926.

C. L. WICKREMESINGHE,
District Judge.

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

April 8, 1926.

C. L. WICKREMESINGHE,
District Judge.

R 81/ In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Thenuwara Acharige Arnolishamy, No. 6,242. deceased, of Nalagadeniya.

Thenuwara Acharige Nonanhamy of Nanagadeniya.....Petitioner.

(1) Thenuwara Acharige Carolishamy, (2) ditto Siyadasi Nona, wife of (3) Eiwaduge Danohamy, (4) Thenuwara Acharige Wimaladasa, all of Nalagadeniya.....Respondents.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge of Galle, on March 18, 1926, in the presence of Mr. David Wickremasinghe, Proctor, on the part of the petitioner, Thenuwara Acharige Nonanhamy of Nalagadeniya; and the affidavit of the said petitioner dated March 18, 1926, having been read:

It is ordered that the said petitioner, as eldest daughter of the deceased above named, is entitled to have letters of administration issued to her accordingly, unless the respondents, viz., (1) Thenuwara Acharige Carolishamy, (2) ditto Siyadasi Nona, wife of (3) Eiwaduge Danohamy, (4) Thenuwara Acharige Wimaladasa, shall, on or before April 19, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 4th minor respondent for the purpose of this case.

March 18, 1926.

J. C. W. ROCK,
District Judge.

R 101/ In the District Court of Matara.

Testamentary In the Matter of the Estate of the Jurisdiction. late Nonahamy Sudirikku Jaya- No. 3,192. Wickrama of Mirissa, deceased.

Hewawasan.....Petitioner.

(1) Hewawasan Gurikarage Namawathie, (2) ditto Dayawathie, (3) ditto Saranapala, (4) ditto Gunapala, all of Mirissa, by their guardian *ad litem*, (5) Darlas Sudirikku Jayawickrama of Mirissa.....Respondents.

THIS matter coming on for disposal before E. T. Dyson, Esq., District Judge of Matara, on March 25, 1926, in the presence of Messrs. Balasuriya & Daluwatte, Proctors, on the part of the petitioner above named; and the petition and the affidavit of the said petitioner dated February 22, 1926, having been read:

It is ordered that the petitioner, Hewawasan Gurukandege Thegirisappu, be and he is hereby declared entitled, as husband 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 person or persons interested shall, on or before April 30, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 5th respondent, Darlias Sudirikku Jayawickrama, be and he is hereby appointed guardian *ad litem* over the 1st to 4th minor respondents, unless sufficient cause be shown to the contrary on or before April 30, 1926.

It is also ordered that the said 1st to 4th minor respondents be produced before this court on April 30, 1926.

March 25, 1926.

E. T. DYSON,
District Judge.

In the District Court of Jaffna.

Order Nisi

Testamentary In the Matter of the Estate of the late Suppiramanar Kanthappar of No. 6,065. Chunnakam, deceased.

Kanthappar Suppiramanar of Chunnakam. Petitioner.

(1) Kandappan Mylvaganam, (2) Iladchumippillai, widow of Kanthappar, both of Chunnakam. Respondents.

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 E. T. Millington, Esq., District Judge, Jaffna, on February 2, 1926, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated September 22, 1925, having been read: It is declared that the petitioner is one of the heirs 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 15, 1926, show sufficient cause to the satisfaction of this court to the contrary.

E. T. MILLINGTON,
District Judge.

Order Nisi extended to April 20, 1926.

E. T. MILLINGTON,
District Judge.

In the District Court of Jaffna.

Order Nisi

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of the late Waitilingam Kadirgamer Nagalingam of Vannarponnai West, Jaffna, deceased.

Joseph Naganather Kulanthavelu of Vannarponnai West, Jaffna. Petitioner.

(1) Thangamuttu, widow of Waitilingam Kadirgamer Nagalingam of Vannarponnai West, Jaffna, (2) Annappillai, widow of Waitilingam Kathirgamer of ditto. Respondents.

THIS matter of the petition of the above-named petitioner, praying that the last will and testament of

the above-named deceased be declared proved, and that probate thereof be issued to him as an executor named in the said last will, coming on for disposal before G. W. Woodhouse, Esq., District Judge, Jaffna, on March 20, 1926, in the presence of Mr. R. Sivagurunather, Proctor, for petitioner; and the affidavits and petitions of the petitioner dated February 8. and March 18, 1926, having been read:

It is ordered that the last will and testament of the above-named deceased deposited in this court be declared proved, and that probate thereof be issued to the above-named petitioner, as an executor named in the said last will, unless the above-named respondents or any others shall, on or before April 22, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 31, 1926. G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi

Testamentary In the Matter of the Estate of the late Jurisdiction. Kanthan Perian of Kondavil, No. 6,050. deceased.

Katheran Valli of Kondavil. Petitioner.

Vs.

(1) Pateri, wife of Katheran Valli, (2) Velan Vyravan, and wife (3) Chellee, (4) Nagan Sadaryan, (5) Velasi, daughter of Nagan, all of Kondavil. Respondents.

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 4, 1926, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 4, 1926, having been read: It is declared that the petitioner is husband of Pateri, one of the heirs of the said intestate, and is 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 29, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 20, 1926. G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi

Testamentary In the Matter of the Estate of the late Jurisdiction. Sinnathamby Sivasidamparam of No. 6,050. Tellippallai west, deceased.

(1) Thampar Sinnathamby and wife (2) Vallippillai of Tellippallai west. Petitioners.
Ponnamma, widow of Sivasidamparam of Tellippallai west. Respondent.

THIS matter of the petition of the above-named petitioners, praying for letters of administration to the estate of the above-named deceased, Sinnathamby Sivasidamparam, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on March 15, 1926, in the presence of Mr. V. Apparswami, Proctor, on the part of the petitioner; and the affidavit of the 1st petitioner dated March 6, 1926, having been read: It is declared that the 1st petitioner is the father and one of the heirs of the said

intestate and is 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 May 4, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 29, 1926.

G. W. WOODHOUSE,
District Judge.

Re 8/- In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of the late Paruvatham, No. 6,061. wife of Kulandaivelu Chelliah of Nallur, Jaffna, deceased.

Kulandaivelu Chelliah of Nallur, Jaffna.....Petitioner.

(1) Kamalambiam, daughter of Chelliah, (2) Sundaram, daughter of Chelliah, (3) Nadarajah, son of Chelliah, all of Nallur, Jaffna, minors, appearing by their guardian *ad litem*, (4) Ponniah Thuraipah of Tirunelveli, Jaffna.....Respondents.

THIS matter of the petition of the above-named petitioner, praying that the 4th respondent above named be appointed guardian *ad litem* over the 1st, 2nd, and 3rd minor respondents, and that probate over the last will of the above-named deceased be issued to the petitioner coming on for disposal before G. W. Woodhouse, Esq., District Judge, on March 16, 1926, in the presence of Mr. S. Cumarasurier, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 10, 1926, and the affidavit of the witnesses to the said last will having been read: It is ordered that the said 4th respondent be appointed guardian *ad litem* over the 1st, 2nd, and 3rd minor respondents for the purposes of this action, and the petitioner being the husband of the deceased and executor named in the last will, is entitled to the grant of probate over the said last will issued to him, unless the respondents shall, on or before April 29, 1926, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1926.

G. W. WOODHOUSE,
District Judge.

Re 8/- In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the Jurisdiction. Last Will and Testament of the No. 6,063. late Sampanthar Suppiah of Navatkuly, Jaffna, deceased.

Sampanthar Appapillai of Navatkuly, JaffnaPetitioner.

(1) Suppiah Kumaraswamy of Navatkuly, Jaffna, (2) Appapillai Somasundaram of ditto, (3) Sampanthar Ponniah of ditto; the 1st and 2nd respondents are minors, appearing by their guardian *ad litem* the 3rd respondent...Respondents.

THIS matter of the petition of the above-named petitioner, praying that the 3rd respondent above named be appointed guardian *ad litem* over the 1st and 2nd minor respondents, and that probate over the last will of the above-named deceased be issued to the petitioner, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on March 16, 1926,

in the presence of Mr. S. Cumarasurier, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 10, 1926, and of the notary and attesting witnesses dated March 10, 1926, having been read: It is ordered that the said 3rd respondent be appointed guardian *ad litem* over the 1st and 2nd minor respondents for the purposes of this action, and the petitioner, being the brother of the deceased and executor named in the last will, is entitled to the grant of probate over the said last will issued to him, unless the respondents shall, on or before April 29, 1926, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1926.

G. W. WOODHOUSE,
District Judge.

Re 8/- In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the Jurisdiction. late Pasupathipillai, wife of Kanapathipillai of Thumpalai, deceased. No. 6,065.

Kadiriamby Arambo of Thumpalai.....Petitioner.

Vs.

Kandappar Kanapathipillai of ditto.....Respondent.

THIS matter of the petition of the above-named petitioner, praying that letters of administration be issued to him, as the father of the intestate, coming on for disposal before G. W. Woodhouse, Esq., District Judge, Jaffna, on March 18, 1926, in the presence of Mr. K. Muttukumaru, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is hereby ordered that letters of administration be issued to the petitioner, as the father of the intestate, unless the respondent above named appear and show cause to the contrary on or before April 29, 1926.

March 18, 1926.

G. W. WOODHOUSE,
District Judge.

Re 8/- In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kattamuttu Thamothersampillai of No. 184. Kiran, deceased.

B. Emmanuel, Secretary, District Court, Batticaloa.....Petitioner.

Vs.

(1) Manonjany widow of the deceased Kathamuttu Thamothersampillai, for herself and as guardian *ad litem* of the minors, (i) Thamothersampillai Thuraiappah, (ii) ditto Saparetnam, (iii) ditto Sathasivam; (2) Thamothersampillai Duraiswamy, all of Kiran.....Respondents.

THIS matter coming on for disposal before W. D. Niles, Esq., District Judge of Batticaloa, on February 6, 1926, in the presence of the petitioner in person; and the affidavit and petition of the petitioner dated November 20, 1925, and February 6, 1926, respectively, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the Secretary, of the District Court of Batticaloa, 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 March 23, 1926, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 1926.

W. D. NILES,
District Judge.

Time for showing cause against this Order Nisi is extended till April 27, 1926.

W. D. NILES,
District Judge.

40 No 10/ In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Ana Kana Savul No 1,697. Hamidu of Chilaw, deceased.

Seeyanna Muna Mohammadu Meera Saibo of Chilaw Petitioner.

And

(1) Ana Kana Habibu Mohammadu of Chilaw, (2) Ana Kana Zaithan Bibi, (3) Ana Kana Mohammadu Sadakku Thamby, both of Keelakarai in India, (4) Ana Kana Abdul Carim of Chilaw..... Respondents.

THIS matter coming on for disposal before O. L. de Kretser, Esq., District Judge of Chilaw, on March 9, 1926, in the presence of Messrs. Storer & Paulickpulle, Proctors, on the part of the petitioner above named; and the affidavit of the attesting witnesses and notary dated August 22, 1925, and of the said petitioner dated January 8, 1926, having been read:

It is ordered that the said last will of the said Ana Kana Savul Hamidu of Chilaw, deceased, bearing No. 603 dated July 27, 1925, attested by T. F. Proctor, Notary Public, and now deposited in this case be and the same is hereby declared proved.

It is further declared that the said petitioner 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 above named or any other person or persons interested shall, on or before April 19, 1926, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that Muna Seeny Mohammadu of Chilaw be and he is hereby appointed guardian, *ad litem* over the minors, 1st, 2nd, 3rd, and 4th respondents, unless any person or persons interested shall, on or before April 19, 1926, show sufficient cause to the satisfaction of this court to the contrary.

March 9, 1926.

O. L. DE KRETSER,
District Judge.

208/ In the District Court of Trincomalee.

Order Nisi.

Testamentary in the Matter of the Estate of the late Murugasu Vallipuram of Trincomalee, deceased.

Vallipuram Mugathanan of Division No. 1, Trincomalee..... Petitioner.

Sivakumy Pillai widow of the late Vallipuram..... Respondent.

THIS matter coming on for disposal before W. L. Murphy, Esq., District Judge of Trincomalee, on February 24, 1926, in the presence of Mr. D. Rajaratnam, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated January 13, 1926, 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 respondent above named or any other person or persons interested shall, on or before March 22, 1926, show sufficient cause to the satisfaction of this court to the contrary.

February 24, 1926.

W. L. MURPHY,
District Judge.

Extended to April 19, 1926.

March 22, 1926.

W. L. MURPHY,
District Judge.