



THE CEYLON GOVERNMENT GAZETTE

No. 7,658 - FRIDAY, AUGUST 10, 1928.

Published by Authority.

PART II.—LEGAL.

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

	PAGE		PAGE
Draft Ordinances	676	District and Minor Courts Notices	—
Passed Ordinances	683	List of Jurors and Assessors	—
List of Notaries	—	Notices in Insolvency Cases	684
Notifications of Criminal Sessions of the Supreme Court	—	Notices of Fiscals' Sales	685
Supreme Court Notices	—	Notices in Testamentary Actions	691
		Council of Legal Education Notices.. .. .	—

COLOMBO:

H. ROSS COTTLE, GOVERNMENT PRINTER, CEYLON.

DRAFT ORDINANCES.

M 53/27

MINUTE.

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

An Ordinance for the prevention of the breeding and harbouring of mosquitoes.

TABLE OF CONTENTS.

Section.	
1	Short title and commencement.
2	Interpretation.
3	General application of Ordinance, and exceptions.
4	Application of Ordinance to Government premises.
5	Entry and inspection by sanitary authority or authorized person.
6	General power of sanitary authority to order action or take preventive measures.
7	Protection of anti-mosquito works.
8	Appeal.
9	Failure to comply with notice or order.
10	Enforcement of notice by sanitary authority.
11	Loans by sanitary authority.
12	Power for local authority to assign funds for carrying out the Ordinance.
13	Agreement for reservation.
14	Protection for sanitary authority, &c.
15	Sanitary authority and officers, &c., thereof to be public servants.
16	Service of notices.
17	Penalty.
18	Regulations.
19	Amendments.
	First Schedule.
	Second Schedule.

An Ordinance for the prevention of the breeding and harbouring of mosquitoes.

BE it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :—

Short title and commencement.

1 This Ordinance may be cited as the Mosquitoes Ordinance, 192 , and shall come into operation in such Provinces, or districts or areas thereof, on such dates as the Governor in Council shall respectively appoint, by orders to be published in the Gazette.

Interpretation.
Anti-mosquito measures and works.

2 In this Ordinance, unless the context otherwise requires,—

(1) “ Anti-mosquito measures ” and “ anti-mosquito works ” mean respectively measures and works for the prevention of the breeding or harbouring of mosquitoes.

(2) “ Funds at the disposal of the sanitary authority ” and “ funds at his disposal,” where funds at the disposal of the sanitary authority are referred to, mean—

(a) in cases where the sanitary authority is the Director of Medical and Sanitary Services, the Government Agent or the Assistant Government Agent, or an officer authorized or appointed by any of them, funds placed at the disposal of such sanitary authority by the Government for the purpose of carrying out the provisions of this Ordinance ; and

(b) in cases where the sanitary authority is the Chairman of a local authority, or an officer appointed by him, any portion of the funds at the disposal of such local authority which may be assigned by the local authority under section 12 of this Ordinance for the purpose of carrying out the provisions of this Ordinance.

Funds at the disposal of the sanitary authority.

House.

(3) “ House ” includes dwelling-house, warehouse, office, shop, school, and any other building in which persons reside or are employed.

- (4) "Local authority" includes any Municipal Council, Local Board, District Council or Sanitary Board, and the Nuwara Eliya Board of Improvement, and any Village Committee declared to be a local authority by the Governor in Council. Local authority.
- (5) "Mosquito" means the insect commonly so called, that is, an insect belonging to the dipterous family *Culicidae*, and includes its eggs, larvæ, and pupæ. Mosquito.
- (6) "Occupier" means the person in occupation of any premises or having the charge, management, or control thereof, either on his own account or as agent of another person, but does not include a lodger. Occupier.
- (7) "Owner" includes a co-owner, and the person for the time being receiving the rent, or any part of the rent, of any premises, whether on his own account or as agent, trustee, or receiver, or who would receive the same if the premises were let to a tenant. Owner.
- (8) "Premises" includes houses, buildings, lands, and servitudes, of any tenure, whether open or enclosed, whether built on or not, whether public or private, and whether maintained under statutory authority or not. Premises.
- (9) "Sanitary authority" means the Director of Medical and Sanitary Services or any officer authorized by him throughout the Island, the Chairman of a local authority or any officer appointed by him within the administrative limits of the local authority, or, in areas not administered by a local authority, the Government Agent or the Assistant Government Agent or any officer appointed by either of them. Sanitary authority.

3 (1) Subject to the provisions of section 4; this Ordinance shall apply to all property of every description whatsoever, to whomsoever belonging, or in or by whomsoever vested or maintained, except tanks, paddy fields, and irrigation channels included in any irrigation scheme, which are hereby exempted from the provisions of this Ordinance except in so far as is provided in sub-section (2). General application of Ordinance, and exceptions.

(2) It shall be lawful for the Governor, by any officer whom he shall appoint for the purpose, to enter upon any tank, paddy field, or irrigation channel included in an irrigation scheme, after reasonable notice served upon the owner thereof, if any, and to carry out or construct therein or thereon at the expense of the Government any such anti-mosquito measures or works as he may deem necessary: Provided that no such measures or works shall be carried out or constructed so as to lessen the utility or bring about the deterioration of any such tank, paddy field, or irrigation channel.

4 In the application of this Ordinance to premises owned by the Government, the following provisions only shall apply:— Application of Ordinance to Government premises.

- (1) Where the premises are occupied as a dwelling-house, the provisions of this Ordinance relating to occupiers shall apply so far as the occupier of the premises only is concerned;
- (2) Where the premises are occupied otherwise than as a dwelling-house, or where the premises are unoccupied, such premises shall be exempted from the provisions of this Ordinance, but, notwithstanding anything in this Ordinance contained, the sanitary authority may with the consent of the Government enter upon such premises by himself or by any officer authorized in writing by him either generally or specially for that purpose, and may carry out or construct therein or thereon such anti-mosquito measures or works as he may deem expedient, and the cost thereof shall be borne by the sanitary authority out of funds at his disposal or by the Government, as may be agreed upon between them.

5 (1) The sanitary authority or any person authorized in writing by him either generally or specially for that purpose, may, at any time between 6 A.M. and 6 P.M., with or without assistants, enter and inspect any premises in order to ascertain whether such premises or any thing therein or Entry and inspection by sanitary authority or authorized person.

thereon are or is in a condition favourable to the breeding or harbouring of mosquitoes :

Provided that no inhabited dwelling-house shall be entered under this sub-section without the consent of the occupier thereof—

- (a) unless, twelve hours previous notice of such entry has been given to such occupier ; or
- (b) unless the only available access to the yard or compound attached to the dwelling-house is through the dwelling-house, in which case the entry shall be made through the ordinary passages or doors leading through or into the dwelling-house.

(2) Subject to the provisions of sub-section (1) the owner or occupier of any premises shall permit the sanitary authority or any person authorized by him as aforesaid to have access thereto or to any part thereof, for the purpose of any such entry and inspection, and shall give the sanitary authority or any such person all reasonably necessary information which may be required of him.

General powers of sanitary authority to order action or take preventive measures.
First Schedule.

6 The sanitary authority, if he deems it expedient after such entry and inspection that any of the anti-mosquito measures specified in the First Schedule should be carried out in respect of the premises entered and inspected, may either—

- (1) with the consent of the owner or occupier of the premises, by any officer authorized by the sanitary authority in writing either generally or specially for that purpose, carry out any or all of such measures, and the cost of carrying out the same may be met from funds at the disposal of the sanitary authority ; or
- (2) by notice in writing to be served on the owner or occupier of the said premises, order him within a specified time, not being less than ten days from the date of service, to carry out any or all of such measures in respect of the said premises :

Provided that—

- (a) the sanitary authority shall not by notice or notices in any one year order any one owner or occupier of any premises to do any work or take any action in respect of the same premises, the cost of which will exceed two per cent. of the value of the premises ; and
- (b) if the sanitary authority after due inquiry certifies that any such owner or occupier has not the means to meet the cost of complying with any notice under this section, such cost or any part thereof may with the consent of the local authority of the area within which the notice has been served or, in areas not administered by a local authority, with the consent of the Government; be met from the funds at the disposal of the local authority or of the Government, as the case may be.

Protection of anti-mosquito works.

7 (1) Where the sanitary authority or any Department of Government or any local authority has constructed, whether before or after the commencement of this Ordinance and whether under the provisions of this Ordinance or not, any anti-mosquito works on any premises, every owner or occupier of such premises who uses the said premises, or permits or authorizes them to be used, contrary to this Ordinance or any regulation made thereunder or in such a manner as to lessen the efficiency, or to bring about the deterioration, of such works, shall be guilty of an offence against this Ordinance.

(2) No prosecution for an offence under this section shall be instituted except by the authority or the Department which constructed the works affected, nor until after such owner or occupier, as the case may be, has failed for a period of at least ten days to comply with the terms of a notice served on him by the said authority or Department ordering him to do or not to do any specified act or acts with respect to the said works.

(3) It shall be a good defence for the owner of any premises who is prosecuted under this section to prove that by reason of any cause beyond his control or any written contract (not being a contract made with the intention of evading liability under this section) he has been prevented from entering upon such premises or from using them or permitting or authorizing them to be used in the manner indicated in sub-section (1), unless it can be shown that he has in any way contributed to the commission of an offence under this section by the occupier of the premises.

8 (1) The owner or occupier of any premises who is of opinion that the terms of any notice served on him under sections 6 or 7 are unreasonable, unnecessary, or oppressive, or that compliance with the order contained in any notice served on him under section 6 will entail expenditure exceeding the limit provided in section 6 (2), proviso (a), may within ten days from the service of such notice appeal by petition to the District Court whose decision thereon shall be final.

Appeal.

(2) Every such petition of appeal shall—

- (a) name the authority or Department which served the notice as respondent to the appeal ;
- (b) state shortly the grounds of appeal ;
- (c) be signed by the appellant ; and
- (d) bear a stamp of one rupee ;

and the provisions of sections 339 and 345 of the Criminal Procedure Code, 1898, as to computation of time and procedure respectively, shall apply to every such appeal.

No. 15 of 1898,
IV., 170.

(3) When any such appeal has been lodged in the District Court, the enforcement of the order contained in the notice appealed against shall be stayed pending the hearing of the appeal.

(4) On the hearing of the appeal, the District Court may hear such evidence as may be necessary, and may—

- (a) confirm, vary, or rescind the order contained in the notice, and where such order is confirmed or varied shall make a further order specifying the time within which the order so confirmed or varied is to be complied with ;
- (b) make any further order that it may deem expedient ; and in such case the time within which such order is to be complied with shall be specified therein ; and
- (c) make such order as to costs as it may think fit, not exceeding thirty rupees.

9 Every owner or occupier of any premises who fails to comply with—

- (1) any notice served on him under sections 6 or 7 relating to the said premises in respect of which he has not appealed, within the time specified in such notice ; or
- (2) any further order of the District Court made on appeal under section 8 relating to the said premises, within the time specified in such order,

Failure to
comply with
notice or order.

shall be guilty of an offence against this Ordinance.

10 (1) Upon the conviction of any owner or occupier for an offence under sections 7 or 9, the authority or Department which served the notice on the owner or occupier prior to his prosecution may, by himself or itself or by any person authorized by him or it in writing either generally or specially for that purpose, enter into or upon the premises in respect of which the notice was served with such assistants and things as are necessary, and may carry out all measures necessary to comply with the said notice, or with any further order made by the District Court on appeal.

Enforcement of
notice by
sanitary
authority.

(2) Any expenses incurred by such authority or Department in carrying out the said measures under sub-section (1) shall be recoverable in the manner hereinafter provided from the owner or occupier who has been convicted.

(3) If the amount of such expenses is not, within seven days after demand, paid to the said authority or Department by the owner or occupier who has been convicted, or if any instalment thereof (where the authority or Department allows payment by instalments) is not paid on or before the

due date, it shall be lawful for the authority or the Department by himself or itself or by any person authorized as aforesaid—

- (a) to seize any property whatsoever belonging to the said owner or occupier, wheresoever the same may be found within the town, district, or area in which the said premises are situated; and
- (b) to sell the same, or so much thereof as may be necessary to cover the amount due and the costs of seizure and detention, by public auction not less than twenty-one days from the date of seizure, if the said amount and costs are not sooner paid.

(4) No action shall be taken under this section against any owner or occupier who has appealed to the Supreme Court against a conviction under sections 7 or 9, unless and until such conviction is upheld on appeal.

Loans by
sanitary
authority.

11 (1) It shall be lawful for the sanitary authority out of the funds at his disposal to make a loan to the owner of any premises for the purpose of carrying out or constructing any anti-mosquito measures or works in or on the said premises, if the cost of such works or measures will exceed one thousand rupees and the value of the premises will be enhanced by reason thereof.

(2) The amount of such loan together with any interest due thereon shall be a first charge upon the premises in question.

Power for local
authority to
assign funds
for carrying out
the Ordinance.

12 Notwithstanding the provisions of any written law to the contrary, it shall be lawful for any local authority from time to time to assign any portion of the funds at its disposal for the purpose of carrying out the provisions of this Ordinance; and any such funds so assigned may, with the approval of the local authority, be expended for any of such purposes by the Chairman of the local authority, or by any officer appointed by him, in his capacity as sanitary authority.

Agreement for
reservation.

13 When any anti-mosquito works have to be constructed by the sanitary authority on any premises, the sanitary authority may enter into and execute an agreement with the owner of the said premises that in consideration of the benefit accruing to the owner by reason of the works any portion of the premises shall be reserved to the sanitary authority after the conclusion of the works for the purpose of keeping the said works in repair or preserving them.

Protection for
sanitary
authority, &c.

14 No civil or criminal proceedings shall be instituted against any sanitary or local authority or any of the officers of such authority or any person authorized or employed by such authority to perform any act or do any work, in respect of any act *bona fide* done or omitted to be done for the purpose of carrying out the provisions of this Ordinance or any regulations made thereunder.

Sanitary
authority
and officers, &c.,
thereof to be
public
servants.
No. 2 of 1883,
IV., 21.
Service of
notices.

15 Every sanitary authority, and every officer, servant, workman, or other person authorized, engaged, or employed by any sanitary authority shall in and during the exercise of any of his powers, or the execution of any of his duties, under this Ordinance, be deemed to be a public servant within the meaning of the Ceylon Penal Code.

16 Any notice which is required by this Ordinance to be served on the owner or occupier of any premises shall be written in English, Sinhalese, or Tamil, and addressed to such owner or occupier by name, and forwarded to such occupier by registered post, and either—

- (a) served personally on such occupier or left with some adult member or servant of his family, or
- (b) if such service is impracticable or there is no occupier, put up on some conspicuous part of such premises.

Penalty.

17 Every person who is guilty of an offence against this Ordinance or who contravenes any of the provisions of this Ordinance or of any regulation made thereunder shall upon summary conviction be liable to a fine not exceeding fifty rupees or to imprisonment of either description for any term not exceeding one month, or to both such imprisonment and fine.

18 (1) It shall be lawful for the Governor in Council to make regulations for any or all of the following purposes :—

- (a) for carrying out the anti-mosquito measures contained in the First Schedule and for amending, rescinding, or adding to the said Schedule ;
- (b) for the protection of anti-mosquito works ; and
- (c) for carrying into effect the provisions of this Ordinance.

(2) All such regulations, and all orders made by the Governor in Council under section 1, shall be laid, as soon as conveniently may be, before the Legislative Council, and if notice of motion to rescind any such regulation or order is given at any of the three meetings of the Council next following the date on which the regulation or order was so laid, any such regulation or order may be rescinded by resolution of the Council passed at any subsequent meeting, but without prejudice to anything already done thereunder, and if not so rescinded shall be deemed to be valid.

19 The enactments set out in the first column of the Second Schedule are hereby amended to the extent set out in the second column thereof.

FIRST SCHEDULE. (ss. 6, 18)

Anti-mosquito measures.

- | | |
|---|-----------------------------------|
| 1. The removal and proper disposal of all discarded articles, things, receptacles, or vessels capable of holding water. | Discarded articles, &c. |
| 2. The emptying every seven days, the screening with wire netting, or the treatment in some other suitable manner of wooden barrels, cement tanks, earthenware vessels, or other articles liable to breed or harbour mosquitoes. | Wooden barrels, cement tanks, &c. |
| 3. The cleaning, alignment, or piercing of gutters. | Gutters. |
| 4. The oiling every seven days of gullies. | Gullies. |
| 5. The repairing of built drains, or the oiling of the same every seven days. | Built drains. |
| 6. The emptying or oiling every seven days of cesspits and catchpits. | Cesspits and catchpits. |
| 7. The filling up of abandoned built-wells, and the introduction of larvivorous fish (to be supplied without charge by the sanitary authority) into built-wells in use, or the treatment of such wells in some other suitable manner. | Built-wells. |
| 8. The filling up, the oiling every seven days, or the treatment in some other suitable manner of unlined wells, trenches in coconut land, silt traps, and all pits holding water or capable of doing so. | Unlined wells, trenches, &c. |
| 9. The cleaning and grading of, or the application of oil or other larvicide to, streams, unlined drains, and culverts. | Streams, &c. |
| 10. The filling up, draining, or treatment with larvicide every seven days of swamps and water-logged areas. | Swamps. |
| 11. The cutting down and removal of tree stumps, rank grass, and undergrowth liable to breed or harbour mosquitoes. | Tree stumps and undergrowth. |
| 12. The filling up of tree holes found to be breeding mosquitoes. | Tree holes. |
| 13. The destruction of mosquitoes wherever possible. | Mosquitoes. |

SECOND SCHEDULE. (s. 19)

Amendments.

Enactment.	Nature of Amendment.
The Small Towns Sanitary Ordinance, 1892 (No. 18 of 1892)	Section 9E (2) (r) is amended so as to read— “(r) For the destruction of disease-bearing insects other than mosquitoes.”
The Local Government Ordinance, No. 11 of 1920	Section 168 (10) (o) is amended so as to read— “(o) The destruction of disease-bearing insects other than mosquitoes.”

By His Excellency's command,

Colonial Secretary's Office,
Colombo, July 25, 1928.

A. G. M. FLETCHER,
Colonial Secretary.

Statement of Objects and Reasons.

THIS Bill is based on certain recommendations of the Anti-Malaria Advisory Committee and has as its object the provision of legislation for the prevention and destruction of mosquitoes. There are at present no direct statutory powers to deal with mosquitoes in Ceylon, except in virtue of by-laws made under the Small Towns Sanitary Ordinance, 1892, and the Local Government Ordinance, No. 11 of 1920, and, in the interests of the community generally, it is now considered that a comprehensive enactment is required.

2. By clause 1 the Ordinance will come into operation in such Provinces, districts, or areas only as the Governor in Council may order, and such orders may by clause 18 (2) be rescinded by resolution of the Legislative Council.

3. The Ordinance will in the main be administered by the "sanitary authority," who is defined in clause 2 (9), but local authorities (clause 2 (4)) and Government Departments are also given certain powers in clauses 7, 10, and 12.

4. Clause 3 provides for the general application of the Ordinance, except in the case of tanks, paddy fields, and irrigation channels, for which special provision is made in clause 3 (2).

5. Clause 4 deals with the application of the Ordinance to premises owned by the Government, dividing such premises into (1) those occupied as dwelling-houses, in which case the provisions of the Ordinance relating to occupiers will apply, and (2) those which are unoccupied, or occupied otherwise than as dwelling-houses, in which cases the sanitary authority or the Government may take all necessary measures.

6. Clause 5 gives the necessary powers of entry and inspection to the sanitary authority, and adds a proviso as to the entry of inhabited dwelling-houses which will protect the occupants of such houses from unnecessary intrusion.

7. Clause 6 gives the sanitary authority power to carry out with the consent of the owner or occupier, or by notice to the owner or occupier to order the carrying out of, certain anti-mosquito measures set out in the First Schedule which may be found necessary after any such entry. But no person will be ordered to spend in any one year more than two per cent. of the value of the premises affected, and if the sanitary authority certifies that any person is financially unable to meet the expense of complying with a notice, the work may be carried out at the expense of the local authority or the Government.

8. Clause 7 imposes a duty on the owner or occupier of premises on which any anti-mosquito works have been constructed to use the premises properly, but no prosecution is to be instituted under this clause until the owner or occupier has been served with a notice telling him what to do or not to do, and has failed to comply with it.

9. Clause 8 gives a right of appeal to the District Court from any notice, and sets out the powers of the District Court on appeal.

10. Failure to comply with a notice or with an order of the District Court is made an offence by the next clause, and clause 10 provides the machinery for enforcing a notice or an order by seizure and sale of property belonging to the defaulter.

11. Clause 11 authorizes the sanitary authority to make loans for anti-mosquito purposes in certain circumstances, and clause 12 makes provision for a local authority to assign funds for the purposes of the Ordinance, and for the expenditure of such funds by the Chairman in his capacity as sanitary authority.

12. Clause 13 empowers the sanitary authority to make an agreement with the owner of premises where anti-mosquito works have been constructed for the reservation of a portion of the premises to the sanitary authority for the purpose of keeping the works in order.

13. Clauses 14, 15, and 16 respectively provide for the protection of sanitary authorities and others, the status of such authorities as public servants within the meaning of the Ceylon Penal Code, and the service of notices.

14. Clauses 17 and 18 provide a penalty for breaches of the Ordinance and regulations and a power to make regulations.

15. Clause 19 and the Second Schedule amend the Small Towns Sanitary Ordinance, 1892, and the Local Government Ordinance, No. 11 of 1920, by removing the power to make by-laws for the prevention of malaria and the destruction of mosquitoes.

Attorney-General's Chambers,
Colombo, June 20, 1928.

M. T. AKBAR,
Acting Attorney-General.

PASSED ORDINANCE.

M 86/28

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

No. 13 of 1928.

An Ordinance to amend the Victoria Home for Incurables Incorporation Ordinance, 1903.

No. 7 of 1903,
II. 604.

H. J. STANLEY.

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 Victoria Home Amendment Ordinance, 1928.

Short title.

2 Section 2 of the principal Ordinance is hereby amended as follows :

Amendment of section 2 of the principal Ordinance.

(1) By the substitution of the words " Director of Medical and Sanitary Services " for the words " Principal Civil Medical Officer " in the second and third lines thereof ; and

(2) By the addition of the following proviso at the end thereof :

Provided that, from the First day of October, 1928, the Government Agent, Western Province, shall be a member of the said Committee for all purposes whatsoever in place of the Colonial Secretary, and the said Committee shall, from the said date, be deemed to be incorporated as hereinbefore provided with the Government Agent, Western Province, as a member thereof in place of the Colonial Secretary.

3 Section 8 (1) of the principal Ordinance is hereby amended as follows :

Amendment of section 8 (1) of the principal Ordinance.

(a) By the deletion of the words " the Colonial Secretary " in the third line thereof ;

(b) By the insertion of the words " the Government Agent, Western Province, " immediately after the words " Colonial Treasurer " in the fourth line thereof ; and

(c) By the substitution of the words " Director of Medical and Sanitary Services " for the words " Principal Civil Medical Officer " in the fourth line thereof.

Amendment of section 9 of the principal Ordinance.

4. Section 9 of the principal Ordinance is hereby amended by the substitution of the word "temporarily" for the word "emporarily" in the fifth line thereof.

Passed in Council the Twenty-sixth day of July, One thousand Nine hundred and Twenty-eight.

W. D. BATTERSHILL,
Clerk to the Council.

Assented to by His Excellency the Governor the Fourth day of August, One thousand Nine hundred and Twenty-eight.

W. D. BATTERSHILL,
Clerk to the Council.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,908. In the matter of the insolvency of Epulawattege Dias Silva of 12, Dias place, Colombo.

WHEREAS E. Dias Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by P. P. Aranas Silva of Hunupitiya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said E. Dias Silva insolvent accordingly; and that two public sittings of the court, to wit, on September 11, 1928, and on September 25, 1928, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, P. DE KRETZER,
Colombo, August 2, 1928. Secretary.

In the District Court of Colombo.

No. 3,912. In the matter of the insolvency of Arnolis de Silva Kodikara of 165, Sea street, Colombo.

WHEREAS A. de Silva Kodikara has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by K. Suppiah Palle of Sea street, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. de Silva Kodikara insolvent accordingly; and that two public sittings of the court, to wit, on September 4, 1928, and on September 18, 1928, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, P. DE KRETZER,
Colombo, August 3, 1928. Secretary.

In the District Court of Colombo.

No. 3,913. In the matter of the insolvency of J. E. Wijesinghe of Model Farm, Borella.

WHEREAS J. E. Wijesinghe has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. de A. Dissanayaka of Talangama, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. E. Wijesinghe insolvent accordingly; and that two public sittings of the court, to wit, on September 11, 1928,

and on September 25, 1928, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, P. DE KRETZER,
Colombo, August 3, 1928. Secretary.

In the District Court of Negombo.

No. 192/I. In the matter of the insolvency of A. C. W. F. Amerasekera Jayawardene of Unnarawa.

NOTICE is hereby given that the certificate meeting in the above matter will take place on September 4, 1928.

By order of court, C. EMMANUEL,
Negombo, August 7, 1928. Secretary.

In the District Court of Negombo.

No. 193/I. In the matter of the insolvency of Justin Vincent Kirthisinghe of Negombo.

NOTICE is hereby given that a sitting of this court in the above matter will take place on August 20, 1928, for filing the assignee's report.

By order of court, C. EMMANUEL,
Negombo, July 31, 1928. Secretary.

In the District Court of Kalutara.

No. 226. In the matter of the insolvency of Merennege Joseph Fernando of Horana.

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 September 27, 1928, to consider the grant of the certificate of conformity.

By order of court, R. MALALGODA,
Kalutara, August 3, 1928. Secretary.

In the District Court of Kandy.

No. 1,797. In the matter of the insolvency of M. C. Perera of Ampitiya, Kandy.

WHEREAS M. C. Perera of Ampitiya, Kandy, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Muna-weera Arachchige Thegis Appuhamy, also of Ampitiya, Kandy, under the Ordinance No. 7 of 1853: Notice is

hereby given that the said court has adjudged the said M. C. Perera insolvent accordingly; and that two public sittings of the court, to wit, on August 31, 1928, and on September 28, 1928, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, P. MORTIMER,
Kandy, July 31, 1928. Secretary.

In the District Court of Galle.

No. 585. In the matter of the insolvency of Kudatchy Salman de Silva of 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 October 2, 1928, for appointment of an assignee.

By order of court, C. W. GOONEWARDENE,
Galle, August 7, 1928. Secretary.

In the District Court of Galle.

No. 586. In the matter of the insolvency of Niletta Charlis Silva of Uduwaragoda.

WHEREAS Niletta Charlis Silva has filed a declaration of insolvency, and 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 September 18 and October 9, 1928, 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, C. W. GOONEWARDENE,
Galle, August 3, 1928. Secretary.

In the District Court of Matara.

No. 40. In the matter of the insolvency of Hewa Pattiniga Darlis Aratchy of Dewundera.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned for September 6, 1928, for the appointment of an assignee.

By order of court, E. C. DIAS,
Matara, July 30, 1928. Secretary.

In the District Court of Kurunegala.

No. 89. In the matter of the insolvency of Jesu Poobalaraven of Bazaar street, Kurunegala.

WHEREAS Clarence A. Schokman of Colombo road, Kurunegala, has filed a declaration of insolvency and a petition for the sequestration of the estate of Jesu Poobalaraven of Bazaar street, Kurunegala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Jesu Poobalaraven of Bazaar street, Kurunegala, insolvent accordingly; and that two public sittings of the court, to wit, on August 23, 1928, and on September 20, 1928, 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, GERALD E. DE ALWIS,
Kurunegala, August 3, 1928. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Lionel F. Arnolda of Kotahena, Colombo, carrying on business under the name, firm, and style of Arnolda Brothers..... Plaintiffs.

No. 2,243/21. Vs.

B. C. Samaraweera of Kelaniya, presently of Wenna-watta, now living at Leilands, Dickman's road, Bambalapitiya, Colombo. Defendant.

NOTICE is hereby given that on Friday, September 7, 1928, at 3 P.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 678.80, with interest thereon at the rate of 9 per cent. per annum from August 10, 1921, till payment in full, and costs of suit taxed at Rs. 237.72, and further costs Rs. 182.45, less Rs. 325, viz. :—

The unexpired term of the leasehold interest of the defendant created by deed No. 180 dated November 27, 1924, and attested by N. T. Palasandiram, Notary Public, effecting the following property to, wit :—All that lot marked A being a portion of lots Nos. 18 and 19, now called Leilands, bearing assessment No. 653/9P, presently bearing assessment No. 8, situated at Dickman's road, Bambalapitiya, in Wellawatta ward, within the Municipality and District of Colombo, Western Province;

and bounded on the north by a divided portion of lot 18 on the east by property of C. Jafferjee, on the south by lot B, being the remaining portion of lot 19, on the west by a road 20 links wide; containing in extent 23 63/100 perches.

Fiscal's Office, R. O. DE SARAM,
Colombo, August 1, 1928. Deputy Fiscal.

In the District Court of Colombo.

K. P. Perianayagampillai of 4th Cross street, Colombo Plaintiff.

No. 5,837. Vs.

(9) Wavenna Pana Sera Mudaliyar of Prince street, Colombo, and others..... Defendants.

NOTICE is hereby given that on Thursday, September 6, 1928, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said 9th defendant in the following property for the recovery of the sum of Rs. 1,584.37, with interest thereon at the rate of 9 per cent. per annum from August 2, 1922, till payment in full, and costs of suit, viz. :—

An undivided $\frac{1}{2}$ share of and from all those premises bearing assessment No. 35 and presently bearing assessment Nos. 60, 70, and 72, situated at Vauxhall street, Slave Island, within the Municipality and District of

Colombo, Western Province, together with the buildings thereon; and bounded on the north by the high road, east by the garden of Uduma Srema Lebbe, south by the garden of Ibrahim Constable, and west by Government ground; containing in extent 2 roods and 2 $\frac{48}{100}$ perches.

Fiscal's Office,
Colombo, August 1, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

K. P. Perianayagampillai of 4th Cross street,
Colombo Plaintiff.
No. 14,355. Vs.

(6) Wawanna Pana Sera Mudaliar of Prince street,
Colombo, and others Defendants.

NOTICE is hereby given that on Thursday, September 6, 1928, at 3.30 P.M., will be sold by public auction at the premises the right, title, and interest of the said 6th defendant in the following property for the recovery of the sum of Rs. 1,044.75, together with interest thereon at the rate of 9 per cent. per annum from December 11, 1924, till payment in full, and costs of suit, viz. :—

An undivided half share of and from all those premises bearing assessment No. 35 and presently bearing assessment Nos. 60, 70, and 72, situated at Vauxhall street, Slave Island, within the Municipality and in the District of Colombo, Western Province, together with the buildings thereon; and bounded on the north by the high road, east by the garden of Uduma Srema Lebbe, south by the garden of Ibrahim Constable, and west by Government ground; containing in extent 2 roods and 2 $\frac{48}{100}$ perches.

Fiscal's Office,
Colombo, August 1, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

Samaratunga Iriyanage Don Joramias Appuhamy of
Godigamuwa in the Palle pattu of Salpiti
korale Plaintiff.
No. 15,556. Vs.

(1) Alujage Don John and (2) Wickramage Don Emis,
Police Vidane, both of Mavittara in the Palle pattu
of Salpiti korale Defendants.

NOTICE is hereby given that on Friday, September 14, 1928, will be sold by public auction at the respective premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 460.40, together with further interest on Rs. 250 at the rate of 20 per cent. per annum from April 10, 1925, to December 10, 1926, and thereafter at 9 per cent. per annum on the aggregate amount till payment in full, and costs, less Rs. 65, viz. :—

At 1 P.M.

1. The land called Eriyagahakumbura, situated at Mavittara in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by Wickramagekumbura, east and south by Mutukuttige property, and on the west by the remaining portion of this property; containing in extent 4 bushels of paddy sowing.

At 1.30 P.M.

2. The field called Midellagahakumbura, situated at Mavittara aforesaid; and bounded on the north and east by Jasingekumbura, south by Depa-ela, and on the west by Marasingekumbura; containing in extent 2 bushels of paddy sowing.

At 2 P.M.

3. The field called Kotikanhenekumbura, situated at Mavittara aforesaid; and bounded on the north by Depa-ela, east by Samarageowita, south by Meegahawatta and Imbulgahawatta and Mapitiyagekumbura, and on the west by Mapitiyagewatta; containing in extent 8 bushels of paddy sowing.

At 2.30 P.M.

4. The land called Puranwelakumbura, situated at Mavittara aforesaid; bounded on the north by Depa-ela, east by Rupasinghage Puranwelakumbura and Wickramagekumbura, south by Depa-ela, and on the west by the property of Rupasinge and others; containing in extent about 2 $\frac{1}{2}$ bushels of paddy sowing.

At 3 P.M.

5. The land called Meegahawatta, situated at Mavittara aforesaid; bounded on the south by high road to Ratnapura, west by Imbulgahawatta, north and east by Meegahawatta; containing in extent 1 $\frac{1}{5}$ acres, together with the buildings standing thereon.

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

Walter Sandford de Saram of Colombo Plaintiff.
No. 22,394. Vs.

(1) Ratnasabapathy Sivagurunathen and (2) Anapurani Sivagurunathen, both of Purani Vasam,
Wenawatta Defendants.

NOTICE is hereby given that on Monday, September 3, 1928, at 1 P.M., will be sold by public auction at Messrs. Walker, Sons & Co.'s Garage, Colpetty, the following movable property for the recovery of the sum of Rs. 578.79, with further interest on Rs. 508.63 at 12 per cent. per annum from January 24, 1927, till date of decree, February 15, 1927, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of suit, less a sum of Rs. 425, viz. :—

Motor Car No. C 7418.

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

M. R. A. R. S. P. Sappramaniam Chetty of Sea
street, Colombo Plaintiff.
No. 26,496. Vs.

(1) C. A. N. de Soysa of Wijita Laxapathiya,
Moratuwa, and another Defendants.

NOTICE is hereby given that on Saturday, September 8, 1928, at 1 P.M., will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 3,806.25, with interest thereon at 9 per cent. per annum from January 18, 1928, till payment in full, and costs, less Rs. 1,500, viz. :—

All that allotment of land called Madangahawatta bearing assessment No. 125, situated at Idama in Moratuwa, in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by the property of L. B. de Silva, on the east by the property of B. Emalia Catherina Mendis, M. Joseph Perera, and others, on the south by the property of

H. M. Silva, and on the west by the properties of Mrs. Bastian Fernando and D. W. Perera; containing in extent about $\frac{1}{4}$ acre, together with the trees, plantations, and building standing thereon.

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. *31/8/28*

M. R. A. R. S. P. Suppramaniam Chetty of Sea street, Colombo Plaintiff.
No. 26,496. Vs.

(1) C. A. N. de Soysa of Wijita Laxapathiya, Moratuwa, and another Defendants.

NOTICE is hereby given that on Saturday, September 8, 1928, at 12 noon, will be sold by public auction at the residence of the 1st defendant at Laxapathiya, Moratuwa, the following movable property of the 1st defendant for the recovery of the sum of Rs. 3,806.25, with interest thereon at 9 per cent. per annum from January 18, 1928, till payment in full, and costs, less Rs. 1,500, viz. :-

- | | |
|-------------------------|----------------------|
| 1 motor car, No. A 2048 | 1 rattan teapoy |
| 1 calamander settee | 1 hatstand |
| 1 calamander teapoy | 1 nadun dining table |
| 6 calamander chairs | 1 nadun toilet table |
| 1 calamander cabinet | 2 nadun lounges |
| 1 teak wardrobe | 1 gramophone |
| 10 nadun chairs | 7 rattan chairs |
| 2 teak chairs | 1 rattan teapoy |
| 1 teak writing table | 1 teak almirah |
| 1 nadun office chair | 1 rattan settee |
| 1 typewriter | 1 mirror |
| 1 calamander book shelf | 1 clock |
| 2 rattan settees | 2 whatnots |
| 2 rattan round chairs | 1 whatnot |
| 4 rattan chairs | |

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. *42/8/28*

Wannukuwathewaduge Anthony Fernando of Uyana in Moratuwa Plaintiff.
No. 26,593. Vs.

(1) Wannukuwathewaduge Simeon Peter Fernando and (2) Mahamarakkalage Catherine Leanora Dias of 345, Moratuwella, in Moratuwa... Defendants.

NOTICE is hereby given that on Saturday, September 8, 1928, at 10.30 A.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 12,181 dated July 6, 1927, attested by S. de Mel Seneviratne of Moratuwa, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated June 6, 1928, for the recovery of the sum of Rs. 6,517.70, together with interest on Rs. 6,000 at 12 per cent. per annum from January 25, 1928, till date of decree, February 24, 1928, and thereafter legal interest on the aggregate amount till payment in full, and costs of this action, viz. :-

All those contiguous portions of land called Gorakan-walakadamangahawatta and Gorakagahawatta, bearing assessment No. 545, together with the trees, plantations, buildings, and everything standing thereon, situated at Moratuwella in Moratuwa in the Pallé pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by the lands belonging to W. Swiden de Mel, E. M. J. de Mel, and

Simon de Mel, on the east by lands belonging to S. Andris Silva, Mrs. W. S. P. Fernando, Mrs. M. C. Fernando, and by lands belonging to K. Charles and Pedru Fonseka, on the south by the land of J. M. de Mel, and on the west by the lands belonging to Selastina Soysa and W. Swiden de Mel; containing in extent 3 roods and 36 $\frac{75}{100}$ perches according to the plan thereof bearing No. 207 dated October 6, 1920, made by A. H. Fernando, Licensed Surveyor, with all the estate, right, title, interest, property, claim, and demand whatsoever therein and thereto. Prior registration M 279/232.

Fiscal's Office,
Colombo, August 1, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. *30/8/28*

P. L. S. P. S. Caruppen Chetty of Sea street, Colombo Plaintiff.
No. 26,773. Vs.

J. A. Perera of Castle street in Colombo Defendant.

NOTICE is hereby given that on Monday, September 3, 1928, at 3 P.M., will be sold by public auction at the residence of the defendant at Castle street, Borella, the following movable property for the recovery of the sum of Rs. 4,172.19, with interest thereon at 9 per cent. per annum from February 7, 1928, till payment in full, and costs of suit, viz. :-

- | | |
|------------------------------|-----------------------------|
| 4 nadun loungers | 2 jak almirahs with books |
| 7 nadun low chairs | 1 tamarind wood table |
| 3 nadun teapoys | 1 tamarind wood stand |
| 9 tamarind wood-chairs | 1 nadun table |
| 1 nadun hatstand | 4 ebony chairs |
| 2 nadun tables | 2 foreign wood round chairs |
| 1 nadun screen | 2 nadun almirahs |
| 1 jak table with pigeon hole | 3 jak almirahs |
| 2 nadun chairs | 1 jak dining table |
| 1 rattan chair | 1 nadun whatnot |
| 2 jak book racks | 2 nadun corner whatnots |
| 1 piano | 1 foreign wood cabinet |
| 1 piano stool | 1 jak sideboard |
| 2 foreign wood settees | 2 nadun glass almirahs |
| 3 foreign wood cheffoniers | 1 wall clock |
| 2 jak glass almirahs | |

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. *19/8/28*

H. H. Mohamed of Grand Oriental Hotel, Colombo Plaintiff.
No. 28,700. Vs.

H. S. de Silva, Agent, the Manager of Lakmina Press, Colombo Defendant.

NOTICE is hereby given that on Monday, September 10, 1928, at 10.30 A.M., will be sold by public auction at No. 19, Norris road, Colombo, the following movable property for the recovery of the sum of Rs. 2,692, with damages at Rs. 200 per month from July 1, 1928, till the defendant is ejected, and costs of this action, viz. :-

- | | |
|-----------------------|------------------|
| 1 double demi machine | 1 almirah |
| 1 plating machine | 7 chairs |
| 3 writing tables | 1 ruling machine |
| 2 tables | 2 presses |
| 1 glass almirah | 1 clock |

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

M. Khalid of Keyzer street, Colombo . . . Plaintiff.
No. 28,912. Vs.

1) Robolge Balivin Lenore of 49, Wall street, Colombo, and (2) Don Thomas Seneviratne Samaraweera of 98, Galkapanawatta road, Colombo, carrying on business under the name, style, and firm of Lenore & Co., at 13, Fifth Cross street, Colombo . . . Defendants.

NOTICE is hereby given that on Tuesday, September 11, 1928, at 10.30 A.M., will be sold by public auction at 13, Fifth Cross street, Pettah, Colombo, the following property for the recovery of the sum of Rs. 1,738.23, with interest on Rs. 1,690.89 at 12 per cent. per annum from July 17 to 26, 1928, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs, viz. :—

31 wire rolls $\frac{1}{2}$ cwt. each	8 small balances
6 barrels cement	2 hammers
85 half barrels cement	2 axes
2 glass boxes	1 jar acid
3 bags sea shells (deli- pothu)	8 hinges
141 pictures	34 varnish tins
49 galvanized sheets	43 varnish small tins
23 galvanized gutters	40 tins enamel paint
1 balance	28 large tins, varnish
1 iron safe	70 tins enamel paint
1 nadun table	11 rubber tapping knives
1 round chair	41 distemper brushes
2 jak chairs	116 packets lamp black
1 wall mirror	74 tins polish
24 rolls oil cloth	222 powder packets, ivory
1 wall clock	15 powder packets, ivory
2 cart tyres	6 packets distemper
1 pipe	30 bottles acid
11 small wires	24 galvanized buckets
4 barrels nails	7 barrels paint
12 loose nails	1 axe
2 galvanized sheets	19 tins paint
1 small balance	27 pieces gum
2 tins paint	35 tins paint, 1 lb. each
24 empty tins	3 tins paint, 2 lb. each
2 scales	1 tin paint, 4 lb
1 mammoti	8 tins polish
35 tins varnish	1 box iron locks
12 pumice stones	6 pairs weights
7 enamel dishes	5 tins varnish
13 boxes hooks for padlocks	4 packets blue
3 tower bolts	3 sand stones
22 packets hinges	1 box locks
2 packets chains	80 packets powder
50 tins varnish	3 rolls small wire
23 tins sapolin paint	2 tins paint
13 packets powder	25 empty acid bottles
7 small tins paint	4 empty iron barrels
6 packets powder	6 bags shells
11 packets hinges	7 baskets shells
3 loose hinges	1 empty barrel
22 tins enamel paint	32 small pictures
3 boxes brass locks	11 pairs hinges
1 box brass bolts	3 heaps shells, about 500
15 boxes files	
5 packets brass hinges	<i>In Upstairs.</i>
18 brushes	1 nadun table
20 packets iron screws	1 jak almirah
9 boxes padlocks	50 pictures
12 brass padlocks	190 frames
6 boxes chisels	1 chair
25 packets brass screws	1 table
2 pitsaws	1 heap teak wood pieces for frames
	10 empty dealwood boxes

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

24/2/28 In the Court of Requests of Colombo.

A. John Perera of 127, Dam street,
Colombo . . . Plaintiff.
No. 42,154. Vs.

K. A. Herath Singho of Kiriwathuduwa, Homa-
gama . . . Defendant.

NOTICE is hereby given that on Thursday, September 13, 1928, at 2 P.M., 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. 177.59, with legal interest from February 27, 1927, till payment in full, and costs Rs. 28.25, to wit :—Rs. 20.25 being stamps and fees incurred and Rs. 8 being prospective costs and poundage, viz. :—

All that land called Yakahalumukalana, situated at Kiriwattuduwa, Yakahaluwa, in the Udugaha pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by land of Galagedarage Bempy Appu, east by land of Amaratunachi Maddumage Singappu, south by land of Amaratunachi Maddumage Hamyappu, west by high road; containing in extent about 2 acres, with the plantations thereon.

Fiscal's Office,
Colombo, August 8, 1928.

R. O. DE SARAM,
Deputy Fiscal.

18/2/28 In the District Court of Kalutera.

In the matter of the estate of Kurukulasuriyage Arnolis
Perera Karunaratne of Morawinna, deceased.

No. 1,963. Vs.

Kurukulasuriyage Leonora Perera Karunaratne of
Morawinna, administrator.

NOTICE is hereby given that on Tuesday, September 4, 1928, 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. 31.20, viz. :—

Undivided $\frac{1}{2}$ share of the soil and of all things thereon of the land called Nugagahakumbura, situated at Meemanapalana in Udugaha pattu of Rayigam korale; and bounded on the north, east, south, and west by Perth estate; and containing in extent about 18 acres.

Deputy Fiscal's Office,
Kalutara, August 7, 1928.

H. SAMERESINGHA,
Deputy Fiscal.

29/2/28 Central Province.

In the District Court of Kandy.

(1) Abeyaratne Ratnayake and (2) Ram Banda
Ratnayake, carrying on business under the name
and style of Katugastota General Contractors
& Co., at Katugastota . . . Plaintiffs.

No. 33,960. Vs.

(1) Ramasamy Pulle's son Kanthimathi Natha
Pillai, (2) Coomasamy Mudaliyar's son Subra-
maniya Mudaliyar, (3) Sanmugam Pillai's son
Nallakannu Pillai, carrying on business in partner-
ship under the name and style of K. S. Kanthi-
mathi Natha Pulle of Kandy . . . Defendants.

NOTICE is hereby given that on Saturday, September 1, 1928, at 12 noon, will be sold by public auction at the Fiscal's Office, Kandy, the right, title, and interest of the said plaintiffs in the following property

the recovery of the sum of Rs. 1,400, with interest thereon at the rate of 9 per cent. per annum from March 1, 1926, till payment in full, and poundage, viz. :—

The right, title, and interest of the 2nd plaintiff, Ram Banda Ratnayake, in and to the mortgage bond No. 21,804 dated April 9, 1926, and attested by J. W. Ilgantileke of Kandy, Notary Public, for the sum of Rs. 1,750 and interest due thereon.

Registered in H 159/92 and 93.

A. RANESINGHE,
Fiscal's Office, Additional Deputy Fiscal.
Kandy, August 7, 1928.

Southern Province.

In the District Court of Galle.

Hlandaridewa Mitchoris of Karandeniya Plaintiff.
No. 20,979. Vs.

(18) Kaluwahakuru Sirinelis of Karandeniya and others Defendants.

NOTICE is hereby given that on Wednesday, September 5, 1928, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff and 18th and 19th defendants in the following property, viz. :—

1. All that lot marked E of the land called Kerewelgahawatta *alias* Godellewelewatta, in extent about an acre, and all the buildings and everything else standing thereon, situate at Karandeniya in the Wellaboda pattu of Galle; and bounded on the north by lot D, east by road to Elpitiya, south by the land whereon Amisa resided, and west by land whereon Sana resided and the land whereon Thusayahakuru Babane resided.

2. All that lot marked N of the said land Kerewelgahawatta *alias* Godellewelewatta; and bounded on the north-east by land belonging to H. S. de Silva, south-east by Dangahawela, south-west by the land whereon Amisa resided, and north-west by lot M of this land; containing in extent about $\frac{1}{2}$ acre.

Writ amount Rs. 499.40.

Fiscal's Office, E. F. IDRISINGHE,
Galle, August 3, 1928. Deputy Fiscal.

In the District Court of Tangalla.

Punofi Hewage Sinnappa of Kataluwa Plaintiff.
No. 2,104. Vs.

(1) Paliwadana Dona Carlina Hamine, wife of (2) Dandeniye Gamage Don Tiloris, ex Police Officer, both of Panamulla Defendants.

NOTICE is hereby given that on Tuesday, September 4, 1928, 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 defendants in the following property for the recovery of Rs. 663.50, with legal interest on Rs. 400 from December 21, 1927, till payment, and poundage, viz. :—

At Panamulla.

1. All that $\frac{1}{2}$ share of the contiguous lands called Amuneira, Baddiwela, Meda Baddiwela, Kudabaddiwela, Mullekumbura, Wendesikella, Ehelagahakumbura, and Joolgahagodella, situated at Keranagoda in Panamulla in West Giruwa pattu, containing in extent 4 amunams of paddy sowing; bounded on the north by village boundary of Nihiluwa and ela, east by Hewagemulana, Ehelagahairikonda, and Masnerugahawatta, south by Wekandiya, and west by Kosgahahena and Ranamukagekumbura.

2. All that undivided $\frac{11}{40}$ shares of the contiguous lands called Amuneira, Baddiwela, Medabaddiwela, Kudabaddiwela, and Mullekumbura, situated at ditto; bounded on the north by Kanametiyegekumbura and Julgahagodella, east by Hewagemulana and Ehelagahairikonda, south-east by Musnerugahawatta, south by Ehelagahairikonda and Crown lands, and west by Crown lands and Muttagekumbura; containing in extent 8 acres 1 rood and 4 perches.

3. All that undivided $\frac{9}{32}$ shares of the land called Ehelagahaira, situated at ditto; bounded on the north by Baddiwela, east by Bediwetiya, south by Wekandiya, and west by Mullekumbura; containing in extent 2 pelas of paddy sowing.

4. All that undivided $\frac{3}{8}$ shares of the land called Joolgahagodella, situated at ditto; bounded on the north by ela, east by Baddiwela, south by Amuneira, and west by Ranamukagemulana; containing in extent 2 pelas of paddy sowing.

5. All that undivided $\frac{8}{45}$ shares of the soil and of the plantations and $\frac{1}{3}$ share of the remaining 12 coconut trees of the second plantation (exclusive of the planter's undivided $\frac{1}{2}$ share of the third plantation) of the land called Ustrupa *alias* Araliyagahawatta, containing in about 4 kurunies of kurakkan, situated at Panamulla aforesaid; bounded on the north by Pahalawattedeniya, east by Nawapanguwewatta, south by Hewankoratuwa and west by Madakalapuwegedeniya *alias* Weewapuladeniya.

6. All that undivided $\frac{17}{60}$ shares of the field called Giruwagekumbura *alias* Giruwagepaspela or Moragahapaspela, containing in extent 1 amunam of paddy, situated at Kerangoda aforesaid; bounded on the north by Giruwagemulana, east by Murutekumbura, south by Kosgahahena, and west by Badanagekumbura.

7. An undivided extent of 14 kurunies of paddy of the field called Godairikonda, containing in extent $1\frac{1}{2}$ amunams of paddy; situated at Magurawela in Panamulla aforesaid; bounded on the north by Walairikonda, east by Dodangahakumburenniyara, south by oya, and west by Medawattegemulaneinniyara.

8. All that undivided $\frac{3}{8}$ share of the soil and of the plantations of the land called Dodangahamandiya, containing in extent about 3 kurunies of kurakkan, situated at Panamulla aforesaid; bounded on the north by Paranawatta, east by Amupawaragahakoratuwa, south by Kirindegewatta and Kirimaduhena, and west by boundary of Kandabada pattu.

Valuation: (1) Rs. 500; (2) Rs. 135; (4) Rs. 90; (5) Rs. 500; (6) Rs. 200; (7) Rs. 140; (8) Rs. 200.

Deputy Fiscal's Office, J. E. SENANAYAKE,
Tangalla, July 25, 1928. Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

(1) Rankotpedige Horatala, (2) ditto Kiri Saduwa, both of Minhettiya Plaintiff.
No. 12,379. Vs.

(1) Jawarange Wattuwa of Talampitiya Kohilegedara, (2) Idrisinghe Aratchillage Balaya, (3) ditto Rankira, both of Belgodakanda in Tiragandahe korale Defendants.

NOTICE is hereby given that on Friday, August 31, 1928, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the 1st defendant in the following mortgaged property decreed to be sold under the above writ, viz. :—

1. Ambagahakumbura Hitigahamulagodakumbura of 1 pela of paddy sowing in extent, situate at Talampitiya

Eliwalatenna in Tiragandahe korale of Weudawili hatpattu, in the District of Kurunegala, North-Western Province; and bounded on the east by hedge of Ketha, south by water-course, west by liminary dām of the field of Siri and others, north by Kiul-ela of the field of Bilinda.

2. Nuga-attekumbura of 8 lahas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by liminary dam of the field of Josalin and others, south by liminary dam of the field of same person (Josalin), west by liminary dam of the field of Sasira, north by Kiul-ela of the field of Josalin.

3. An undivided $\frac{1}{2}$ share of the land called Ambagahakumbura of 2 pelas of paddy sowing in extent, situate at the aforesaid village; bounded on the east by liminary dam of the field of Siri, south by water-course, west by Kiul-ela of the field of Aruma, north by Kiul-ela of the field of Abadda.

4. An undivided $\frac{1}{2}$ share of the field called Rukattanagahamuladeniyakumbura of 15 lahas of paddy sowing in extent, situate at Talampitiya Wattegedara in the aforesaid korale; and bounded on the north by water-course of the field of Tenna, east by liminary dam of the field of Kiriya, south by liminary dam of the field of Ukkuwa, west by liminary dam of the field of Mutuwa.

Amount to be levied Rs. 501.86, with further interest on Rs. 300 at 10 per cent. per annum from September 12, 1927, to October 17, 1927, and thereafter on the aggregate amount at the rate of 9 per cent. per annum till payment in full.

Fiscal's Office, Kurunegala, August 6, 1928. S. D. SAMARASINHE, Deputy Fiscal.

In the District Court of Chilaw.

R. M. N. Annamalai Chetty, by his attorney Muna Vellasamy Pulle of Madampe..... Plaintiff.
No. 8,540. Vs.

(1) Siriwardene Sayaneris Silva of Madampe, (2) Garumuni Nomis Silva of Mellawagara... Defendants.

NOTICE is hereby given that on Saturday, September 8, 1928, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 589.85, with interest on Rs. 400 at 18 per cent. per annum from April 22, 1928, up to June 19, 1928, and thereafter legal interest till payment, and poundage, viz. :—

An undivided 454/576 shares of the land called Divulgahawatta, situate at Madampe in Yagam pattu of Pitigal korale north, in the District of Chilaw, North-Western Province; and bounded on the north by land belonging to the late Salamon Perera Abeyaratne, east by the land belonging to John Mendis and others, south by Dewata road, and west by temple land belonging to the Chetties; containing in extent 1 acre 2 roods and 15 perches.

Deputy Fiscal's Office, Chilaw, August 7, 1928. A. BASNAYAKE, Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

Nadarajah Sinnatamby, Advocate, Fern Lodge, Barnes place, Colombo, and two others.... Plaintiffs.
No. 4,608. Vs.

(1) Jane Sophia Mahawalatenne Jayawardena Kumarihamy and (2) Abraham Obeysekera Jayawardena, both of Balangoda..... Defendants.

NOTICE is hereby given that on Tuesday, September 4, 1928, commencing at 9 o'clock in the forenoon

and 2 P.M. in the afternoon, as indicated below, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property specially mortgaged and decreed to be sold by the decree entered in the above case for the recovery of Rs. 37,531, with legal interest thereon at 9 per cent. per annum from December 2, 1926, till payment in full (costs reserved), and poundage, viz. :—

Commencing at 9 A.M. on September 4, 1928.

1. An undivided $\frac{3}{20}$ th part or share of Morahela Nindagama with all its appurtenances of the extent of about 9,000 acres, situate at Morahela in Uduwaggam pattu of Kadawata korale, in the District of Ratnapura; and bounded on the north by Welimane Etweli-ela, east by Handayadewtenna, south by Olugantota and Walawe-ganga, and on the west by Rassagala Kaduru-gaskade *alias* Kapalla; and registered in the Ratnapura Land Registry in D 31/295.

2. An undivided $\frac{1}{10}$ th part or share of Meddegama Nindagama, together with all its appurtenances, situate at Meddegama in Uduwaggam pattu aforesaid; and bounded on the north by Galawataheena, east by Detanagala estate, south by Deni-oya, and on the west by Kanadiriyan Uda-ela; and containing in extent 6,000 acres, and registered in D 31/260.

Commencing at 2 P.M. on September 4, 1928.

3. An undivided $\frac{1}{5}$ th part or share of all that land called Balangoda Walauwewatta, and of all the buildings and plantations and the whole of the new building put up by that said Abraham Obeysekera Jayawardena, including every piece of furniture and other movable property now lying in the said premises bearing assessment No. 301, situate at Balangoda in Hela Udapalata of Meda korale, in the District of Ratnapura; and bounded on the north, south, and west by Agala, and on the east by Paranapara (old road); containing in extent about 10 kurunies of kurakkan sowing, and registered in E 47/120.

4. An undivided $\frac{1}{5}$ th part or share of all that land called Nikketiyewatta and of the plantations and the tiled house thereon once used as the Government Post Office and bearing assessment No. 277, together with the movables thereon, situate at Balangoda aforesaid; and bounded on the north by Satkemaperumal, east by land belonging to Peduruappu, south by land belonging to Abdul Lebbe, and on the west by Paranapara (old road); containing in extent about $\frac{1}{2}$ seer of kurakkan sowing, and registered in E 47/273.

5. The life interest of the defendants in and to the following property :—All that allotment of land called Solway estate *alias* Poddegewatta; bounded on the north by Meegahakoratuwa belonging to W. Kiripetta, tea estate, belonging to E. M. Fernando, and chena claimed by Mohammed, on the east by chena claimed by Sumanasaru Priest and chena and garden claimed by Ukkupina, south by Massenne-oya, Alutayagewatta, Tiriwanagalgodahena, and tea estate, west by Pallekumburewatta, Kitulhena, Galagawa-arawa, Wata-mullagehena, Galamunehena, and Bogahawattehena; and situate at Massenna in Hela Udapalata aforesaid (as described in survey plan No. 76 signed by D. J. B. Ferdinando, Licensed Surveyor); containing in extent 37 acres 1 rood and 26 perches.

Fiscal's Office, Ratnapura, August 7, 1928. R. E. D. ABEYRATNE, Additional Deputy Fiscal.

I, HUMPHREY WILLIAM CODRINGTON, Fiscal for the Central Province, do hereby appoint Mr. Ibrahim Lebbe Mohamed Sheriff to be my Marshal for the division of Gampola, with effect from August 15, 1928, under 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.

Fiscal's Office,
Kandy, July 31, 1928.

H. W. CODRINGTON,
Fiscal.

I, LOUIS WILLIAM CONRAD SCHRADER, Fiscal for the Southern Province, do hereby nominate and depute Mr. Charles Henry Wijekoon Kannangara, Office Assistant to the Assistant Government Agent,

Matara, to be my Additional Deputy in the said Office of Fiscal for the District of Matara from August 1, 1928, during my pleasure.

August 1, 1928.

L. W. C. SCHRADER,
Fiscal.

I, LOUIS WILLIAM CONRAD SCHRADER, Fiscal for the Southern Province, do hereby appoint Mr. D. S. Jayawardena, Interpreter, Police Court, Balapitiya, to be Marshal for the Balapitiya district for August 16, 1928, under the provisions of the Fiscals' Ordinance, 1867, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,
Galle, August 7, 1928.

L. W. C. SCHRADER,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.
Order Nisi.

Testamentary In the matter of the Intestate Estate of
No. 4,006. the late Attidiye Radage Alian
Kelaniyage Siman Fernando of
Rawatawatta in Moratuwa in the
Palle pattu of Salpiti korale,
deceased.

Belagamage Maientine Fernando of Rawata-
watta Petitioner.

And

(1) Kelaniyage Arnolis Fernando, (2) ditto Cornelis
Fernando, (3) ditto Migel Fernando, (4) ditto
Paidis Fernando, (5) ditto Thegis Fernando, (6)
ditto Romlin Fernando, all of Rawatawatta, (7)
ditto Sarah Fernando, wife of (8) Ratnapulige
Charles, both of 8, Mitcho's lane, Pettah, (9)
Kelaniyage Lorimis Fernando of Rawatawatta
aforesaid Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on July 16, 1928, in the presence of Jayasekera & Jayasekera, Proctors, on the part of the petitioner above-named; and the affidavit of the said petitioner dated July 10, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before August 30, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 16, 1928.

J. W. R. ILANGAKOON,
District Judge.

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Hikkaduwe Liyanage Wilson de Silva
No. 4,023. of First Fisher's lane, Pettah, in
Colombo, deceased.

Hikkaduwe Liyanage Appu Singho de Silva of
55, First Fisher's lane, Pettah, in Colombo. Petitioner.

And

Warnasuriya, Kankanage Johana Herera of First
Fisher's lane, Pettah, in Colombo Respondent.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on July 25, 1928, in the presence of Mr. Roland E. W. Perera,

Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 24, 1928, having been read:

It is ordered that the petitioner be and he is hereby, declared entitled, as father 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 August 30, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 25, 1928.

J. W. R. ILANGAKOON,
District Judge.

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Soianga Aratchige Girigoris Appu of
No. 4,017. Maharakendaliyaddapaluwa in the
Adikari pattu of Siyane korale,
deceased.

Walgama Ranasinghe Aratchige Ausa Hamy of
Maharakendaliyaddapaluwa aforesaid ... Petitioner.

And

(1) Solanga Aratchige Mei Hamy, wife of (2) ditto
Jugis Appu, (3) ditto Puchi Hamy, (4) ditto
Kirinelis Appu, (5) ditto Sedo Hamy, wife of (6)
ditto Marthelis Appu, (7) ditto Haramanis Appu,
(8) ditto Podi Hamine, wife of (9) Hapu Aratchige
Thomis Appu, (10) Solanga Aratchige Nengo
Nona, all of Maharakendaliyaddapaluwa afore-
said, (11) Solanga Aratchige Jane Nona, wife of
(12) ditto Savariel Appu, both of Naranga da-
paluwa in Ragam pattu of Alutkuru
korale Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on July 23, 1928, in the presence of Mr. M. E. P. Samara inghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 19, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before August 23, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 23, 1928.

J. W. R. ILANGAKOON,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Charles Goodman of 7, Great Saint Helens, in the City of London, and of 3, Lindfield Gardens, Hampstead, Middlesex, England, deceased.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on August 6, 1928, in the presence of Percival Stephen Martensz, Proctor, on the part of the petitioner, James Aubrey Martensz of Colombo; and (1) the affidavit of the said petitioner dated August 2, 1928, (2) the power of attorney dated May 8, 1928, and (3) the order of the Supreme Court dated July 25, 1928, having been read: It is ordered that the will of the said Charles Goodman, deceased, dated February 10, 1927, a duly certified copy of which under the seal of the Principal Probate Registry of His Majesty's High Court of Justice in England has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said James Aubrey Martensz is the attorney in Ceylon of the sole executor named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before August 23, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
District Judge.

August 6, 1928.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Wickrama-arachchige Dona Cornelia Perera Hamine, deceased, of Matammana.

THIS matter coming on for disposal before G. Furse Roberts, Esq., District Judge, Negombo, on July 24, 1928, in the presence of Messrs. Samarasinghe & Jayawardana, on the part of the petitioner, James Edward Seneviratna of Matammana, and the affidavit of the petitioner dated June 25, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as a son of the said deceased, to administer the estate of the deceased above named, and that letters of administration do issue to him accordingly, unless the respondents—(1) Mary Eilan Perera *nee* Seneviratna of Ambagahawatta, (2) Jane Maria de Silva *nee* Seneviratna of Katana, (3) Richard Charles Seneviratna of Matammana, (4) Eugene Matilda Samarasinghe *nee* Seneviratna of Colombo, (5) John Peter Seneviratna, and (6) Albert Ernest Seneviratna, both of Matammana—or any other person or persons interested shall, on or before August 16, 1928, show sufficient cause to the satisfaction of this court to the contrary:

G. FURSE ROBERTS,
District Judge.

July 24, 1928.

In the District Court of Nuwara Eliya holden at Hatton.

Order Absolute in the First Instance.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Claude Mackey Kriekenbeek, deceased.

THIS matter coming on for final determination before C. F. Ingledow, Esq., District Judge of Hatton, on July 27, 1928, in the presence of Mr. V. C. Modder, Proctor,

for James Aubrey Martensz and David Ernest Martensz, both of Colombo, the petitioners; and (1) the affidavit of the said petitioners dated July, 1928, and (2) power of attorney dated July 14, 1927, of the surviving executrix having been read:

It is ordered that letters of administration (with will annexed) *de bonis non* of the estate in Ceylon of the above-named Claude Mackey Kriekenbeek, deceased, be issued to the said James Aubrey Martensz and David Ernest Martensz accordingly.

C. F. INGLEDOW,
District Judge.

July 27, 1928.

In the District Court of Nuwara Eliya.

Testamentary Jurisdiction. In the Matter of the Estate of the late Ahangamagamage Dona Cornelia Hamine, Uda Padiyapelella, deceased.

Nambunanayakkaragamage Don Haramanis Appuhamy of Uda Padiyapelella Petitioner.

(1) Nambunanayakkaragamage Wickramasinghe, (2) ditto Wijesinghe, (3) ditto Seelawathie Hamine, all of Uda Padiyapelella by their guardian *ad litem* (4) Nambunanayakkaragamage William Singho Respondents.

THIS matter coming on for disposal before C. F. Ingledow, Esq., District Judge, Nuwara Eliya, on July 20, 1928, in the presence of Mr. V. Ponnusamy, Proctor, for petitioner; and the affidavit of the petitioner dated July 18, 1928, having been read:

It is ordered that the above-named 4th respondent be appointed guardian *ad litem* over the minors, 1st, 2nd, and 3rd respondents, and that letters of administration be issued to the petitioner, as he is the lawful husband and heir of the deceased, unless the respondents or any other person shall, on or before August 11, 1928, show sufficient cause to the satisfaction of the court to the contrary.

C. F. INGLEDOW,
District Judge.

July 20, 1928.

In the District Court of Nuwara Eliya.

Testamentary Jurisdiction. In the Matter of the Estate of the late Imihamilagegedera Kalu Menika of Wetakgama, deceased.

Bodhimaluwegedera Appurala of Wetakgama. Petitioner.

(1) Bodhimaluwegedera Dingiri Banda, (2) ditto Ukku Banda, (3) ditto Palingu Menika, all of Wetakgama (minors), by their guardian *ad litem* (4) Imihamilagegedera Punchirala of Wetakgama Respondents.

THIS matter coming on for disposal before C. F. Ingledow, Esq., District Judge of Nuwara Eliya, on July 23, 1928, in the presence of Mr. V. Ponnusamy, Proctor, for petitioner; and the affidavit of the petitioner dated July 17, 1928, having been read:

It is ordered that the above-named 4th respondent be appointed guardian *ad litem* over the minors, the 1st, 2nd, and 3rd respondents, and that letters of administration be issued to the petitioner, as he is the lawful husband of the deceased, unless the respondents or any other persons shall, on or before August 11, 1928, show sufficient cause to the satisfaction of the court to the contrary.

C. F. INGLEDOW,
District Judge.

July 23, 1928.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late W. Thomas Alexander de Silva, deceased, of Baddegama. No. 6,651.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge, Galle, on July 5, 1928, in the presence of Mr. A. J. Pandita Gunewardene, Proctor, on the part of the petitioner, W. Richard de Silva, Proctor, Supreme Court, and Notary Public of Galle; and the affidavit of the said petitioner dated June 4, 1928, having been read:

It is declared that the said petitioner, as son of the deceased above named, is entitled to letters of administration issued to him accordingly, unless the respondent, viz., Amelia Adhinetty Abeysekera of Baddegama, shall, on or before August 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

July 5, 1928.

In the District Court of Matara.

No. 3,395. In the Matter of the Estate of Chandrari D'Alwis of Palolpitiya, deceased.

James Walter D'Alwis, President, Village Tribunal, Morawak korale Petitioner.

Vs.

(1) Chandrari (Rani) D'Alwis, (2) Manel D'Alwis, (3) Irangani D'Alwis, minors, by their guardian *ad litem* the 4th respondent, (4) Victor William de Alwis Respondents.

THIS matter coming on for disposal before M. Prasad, Esq., District Judge of Matara, on March 5, 1928, 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 27, 1928, having been read:

It is ordered that the petitioner, James Walter D'Alwis, 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 June 1, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 4th respondent, Victor William de Alwis, be and he is hereby appointed guardian *ad litem* over the 1st to 3rd minor respondents, unless sufficient cause be shown to the contrary.

It is also ordered that the said 1st to 3rd minor respondents be produced before this court on June 1, 1928.

M. PRASAD,
District Judge.

March 5, 1928.

Extended to September 26, 1928.

In the District Court of Matara.

Testamentary In the Matter of the Estate of Nihiluwa Jurisdiction. Gamage Babahamy alias Gimrahahmy of Pottewela, deceased. No. 3,434.

Ranadeera Arachchige Don Aberan of Pottewela Petitioner.

Vs.

Ranasinge Gimrahahmy of Pottewela Respondent.

THIS matter coming on for disposal before M. Prasad, Esq., District Judge of Matara, on July 12, 1928, in the presence of Mr. Samsom Dias, Proctor, on the part of the

petitioner above named; and the petition and the affidavit of the said petitioner dated July 11, 1928, having been read:

It is ordered that the petitioner, Ranadeera Arachchige Don Aberan, be and he is hereby declared entitled, as a son of the said deceased, to administer the said estate, and that letters of administration do issue to him accordingly, unless the respondent above named or any person or persons interested shall, on or before September 13, 1928, show sufficient cause to the satisfaction of this court to the contrary.

M. PRASAD,
District Judge.

July 12, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Ampalavanar Kandiah, late of Karaitivu West, deceased. No. 6,841.

Sithamparappillai Arumugam of Karaitivu West Petitioner.

(1) Parupathippillai wife of Arumugam and (2) Kanapathippillai Ampalavanar, both of Karaitivu West Respondents.

THIS matter of the petition of the petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before J. C. W. Rock, Esq., District Judge, on July 18, 1928, in the presence of Mr. P. Casippillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 16, 1928, 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 August 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. C. W. ROCK,
District Judge.

July 27, 1928.

In the District Court of Batticaloa.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Velayuter Murukappen, deceased, of Periakallar. No. 280.

Murukappen Sembucuttu of Periakallar Petitioner.

(1) Semban Atikari Kannammai, (2) Murukappen V. V. Kantappen, (3) Murukappen Katpagapillai and her husband (4) Sinnatamby Kanagasabai, (5) Murukappen Vallipillai and her husband (6) Venasitamby Udayar Gurukulasinghe, (7) Murukappen Canagasaby, all of Periakallar. Respondents.

THIS matter coming on for disposal before G. C. Tambyah, Esq., District Judge of Batticaloa, on July 2, 1928, in the presence of Mr. D. W. Kadramer, Proctor, on the part of the petitioner; and the affidavit dated June 20, 1928, of the notary who attested the last will and the witnesses who subscribed to the said last will and the affidavit and the petition of the petitioner dated June 28 and 30, 1928, respectively, having been read:

It is ordered that the last will of Velayuter Murukappen of Periakallar, deceased, dated September 15, 1926, and now deposited in this court be and the same is hereby declared proved, unless the above respondents or any other person or persons interested shall, on or before August 2, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to the probate of the same issued to him accordingly, unless the above respondents or any other person or persons interested shall, on or before August 2, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 2, 1928.

G. C. TAMBYAH,
District Judge.

The above Order Nisi is extended till August 30, 1928.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Dona Christina Ratnayaka
No. 1,862. Hamine of Horagolla, deceased.

Jayakodi Arachchige Don Lodwin of Hora-
golla Petitioner.

Vs.

(1) Jayakodi Arachchige Dona Anjelina Hamine of
Horagolla, (2) ditto Rosa Maria Hamine of
Muruthena, (3) ditto Martha Hamine of ditto, (4)
ditto Caroline Hamine of Negombo, (5) ditto Mary
Hamine of Horagolla Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on July 5, 1928, in the presence of Mr. D. J. Jayalath, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 5, 1928, having been read:

It is ordered that the said petitioner is hereby appointed administrator of the estate of the deceased, unless the respondents above named or any other person or persons interested shall, on or before October 1, 1928, show sufficient cause to this court to the contrary.

July 5, 1928.

M. A. ARULANANDAN,
District Judge.

In the District Court of Chilaw.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of John Bridget de Costa
No. 1,863. of Chilaw, deceased.

John Simon de Costa of Chilaw Petitioner.

And

John Maria de Costa of Chilaw Respondent.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on July 17, 1928, in the presence of Mr. A. S. Goonesekera,

Proctor, on the part of the petitioner above named and the respondent being present and consenting; and the affidavits (1) of the said petitioner and (2) of the attesting notary and witnesses and both dated July 16, 1928, having been read:

It is ordered that the last will of John Bridget de Costa, 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 ordered 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 August 17, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 17, 1928.

M. A. ARULANANDAN,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Wana Habibu Lebbe Padiliyar
No. 1,286. Sulema Lebbe of Uyanwatta, deceased.

Sulema Lebbe Mohammado Abdul Cader Lebbe
of Uyanwatta Petitioner.

And

(1) Sulema Lebbe Mohammado Habibu, (2) ditto Mahammado Sarifu, (3) ditto Raseena Beebi, the 2nd and 3rd being minors by their guardian *ad litem* the (4) Aboobakkar Lebbe Sarifu Umma, all of Uyanwatta Respondents.

THIS action coming on for disposal before S. D. Dhondy, Esq., District Judge, Kegalla, on July 10, 1928, in the presence of Mr. A. I. Abeyawickrama, Proctor, on the part of the petitioner; and his affidavit and petition dated June 25 and July 10, 1928, respectively, having been read:

It is ordered and declared that the 4th respondent above named, as the mother of the 1st and 2nd minor respondents above named, is entitled to be appointed guardian *ad litem*, and the petitioner, as the eldest son of the deceased aforesaid, is entitled to have letters of administration issued to him, and such appointment and letters will be issued accordingly, unless the respondents above named or any person or persons interested in the matter shall, on August 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July 10, 1928.

S. D. DHONDY,
District Judge.