



# THE CEYLON GOVERNMENT GAZETTE

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## PART II.—LEGAL.

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## DRAFT ORDINANCES.

J 288/26

### MINUTE.

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

**An Ordinance to provide for the Registration of Muslim Marriages and Divorces contracted and effected in the Island.**

**B**E it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

#### PART I.

##### *Preliminary.*

Short title,  
extent, and  
commencement.

1 This Ordinance may be cited as the Muslim Marriage and Divorce Registration Ordinance, No. of 1928. It shall extend to the whole of the Island, but so far only as regards subjects of His Majesty professing the Muslim faith. This Ordinance shall come into operation on such date not being less than three months after the passing of this Ordinance as the Governor with the advice of the Executive Council shall by proclamation appoint.

Provided that—

- (a) Licences may be issued to officiating priests and appointments of Kathis and members of the Board of Kathis may be made before the commencement of this Ordinance ;
- (b) Regulations may be made temporarily postponing or modifying the operation of any provision of this Ordinance where in the opinion of the Governor in Executive Council, to give effect to such provision, would cause undue difficulty or inconvenience.

Interpretation.

2 In this Ordinance, unless the context otherwise requires—

“ Provincial Registrar ” means the Provincial Registrar of the Province or the Assistant Provincial Registrar of the District appointed under the provisions of the Marriage Registration Ordinance, 1907.

“ Officiating priest ” means any Muslim who shall be licensed by the Provincial Registrar to register marriages and divorces under this Ordinance.

“ Kathi ” means any person appointed by the Governor in accordance with the provisions of this Ordinance.

Officiating  
priests.

3 (1) The Provincial Registrar may issue a licence in the prescribed form to any Muslim applying for the same, who, in his opinion, is a fit and proper person to register marriages and divorces under this Ordinance, and may revoke and recall any such licence at his discretion.

(2) Such licence shall state that the person named therein is licensed to register marriages and divorces for a particular area of which the limits shall be defined.

(3) Every such licence shall bear a stamp of the prescribed value, which shall be supplied by the applicant and shall be duly cancelled by the Provincial Registrar. A list of such licences shall be made and preserved in the office of the Provincial Registrar, and shall from time to time be published in the Gazette.

(4) No officiating priest shall register any marriage or divorce contracted or effected under this Ordinance outside the limits of the area defined in the licence.

Provided, however, that it shall be lawful for the Registrar-General in his discretion on special application made for that purpose by the bridegroom and the wali of the bride and on payment of the prescribed fee to authorize an officiating priest licensed for one area to solemnize the marriage in another area.

4 (1) The Governor may appoint any male Muslim of good character and position and of suitable attainments to be a Kathi. The letter of appointment shall be in such form as the Governor may specify and shall be signed by the Colonial Secretary or an Assistant Colonial Secretary. It shall state that the person named therein is appointed to be a Kathi for an area of which the limits shall be strictly defined in it.

Kathis.

(2) Every appointment of a Kathi shall be notified in the Gazette. The Governor may at any time at his pleasure by notification in the Gazette cancel such appointment.

(3) In the event of a Kathi temporarily leaving the district within which he is appointed to act, the Governor may appoint a suitable person to act for him.

5 (1) The Governor may appoint a board consisting of not less than three and not more than five male Muslims resident in the Island who are of good character and position and of suitable attainments (hereinafter called the Board of Kathis) to hear appeals from Kathis.

Board of Kathis.

(2) All such appointments shall be by letters of appointment in such form as the Governor may prescribe and shall be signed by the Colonial Secretary or an Assistant Colonial Secretary.

(3) The appointment of the members of the Board of Kathis shall be notified in the Gazette. The Governor may at any time at his pleasure, by notification in the Gazette, cancel any such appointment and appoint some other suitable person to fill the place of the person whose appointment is so cancelled.

(4) In the event of a member of the Board of Kathis dying or leaving the Island or becoming incapable to act, the Governor may appoint a suitable person to fill his place.

## PART II.

*Marriages.*

6 (1) In the case of every marriage contracted between Muslims after the commencement of this Ordinance, it shall be the duty of the bridegroom and the wali of the bride (if any) and the priest conducting the marriage ceremonies and the two witnesses to the marriage, immediately upon the performance of such ceremonies, to register such marriage at the wedding meeting held according to custom.

Persons liable to register marriage.

(2) Every person liable under this Ordinance to register a marriage who omits to register such marriage shall be guilty of an offence and shall on conviction be liable to a fine not exceeding one hundred rupees, and on a subsequent conviction to a fine not exceeding one hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

7 (1) It shall be the duty of the officiating priest who attends the marriage ceremonies at the request of the contracting parties for the purpose of registering the marriage, immediately upon the performance of such ceremonies, to register the marriage at the wedding meeting held according to custom.

Officiating priest to register marriages.

(2) Before the registration of the marriage, the bridegroom and where the Kathi has not expressly authorized such marriage under section 21 (2) the wali of the bride (if any) shall sign before the officiating priest declarations in the prescribed form.

(3) Every registration shall be made in duplicate, that is to say, in a marriage register book in the prescribed form, which the officiating priest is hereby required to keep for that purpose and which shall be furnished to him by the Provincial Registrar, and also in a certificate attached to the marriage register book as a counterfoil. All the entries in the marriage register book and in the certificate shall be in the Tamil language or in Arabic or Arabic Tamil or Malay or English. Every such certificate shall bear a stamp of the prescribed value, which shall be supplied by the bridegroom and shall be duly cancelled by the officiating priest as required by law.

8 (1) The entry of such marriage in both the certificate and the marriage register book shall be signed by the officiating priest and also by the bridegroom and where the Kathi has not expressly authorized such marriage under

Entries of marriage to be signed and attested.

section 21 (2) by the wali of the bride, or by the bride where by the Muslim law no wali is required, and shall be attested by two witnesses present at the marriage. Where a party required to sign is not able to sign, he shall affix his mark.

(2) Every such entry shall be made consecutively from the beginning to the end of the book, and the number of the certificate shall correspond with that of the entry in the marriage register book.

Certificate and declarations to be forwarded to Registrar.

9 The officiating priest registering the marriage shall forthwith detach the certificate from the marriage register book and send it together with the declarations under section 7 (2), within seven days from the date of the registration, to the Provincial Registrar having jurisdiction over the area for which he has been licensed to be filed of record in his office.

Provided, however, that where the marriage is solemnized by an officiating priest authorized under the proviso to section 3 (4) the officiating priest shall in addition send certified copies of the said certificate, declarations, and of the letter authorizing the solemnization of the marriage by the said officiating priest to the Provincial Registrar of the district in which the marriage is solemnized to be filed of record in his office.

Penalties.

10 Every officiating priest who shall wilfully register any marriage contracted outside the limits of the area for which he shall have been licensed save and except under an authority issued under the proviso to section 3 (4), or who shall register any marriage at which he shall not have been present, or who shall wilfully neglect to keep a marriage register book as required by section 7, or who shall wilfully omit to have the declarations signed as provided by section 7 (2), or to register in the marriage register book in the manner provided by section 8 any marriage which by this Ordinance he shall be bound to register, or who shall fail without lawful excuse to send the declarations or the counterfoil certificates duly stamped to the Provincial Registrar as required by section 9, or who shall wilfully disregard any rule made under this Ordinance, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred rupees.

Penalty for refusing to sign register or not providing necessary stamps.

11 Every person required thereto by section 8 who refuses to sign in the register book and every person liable thereto under section 7 who refuses or neglects to provide the necessary stamp for the counterfoil certificate, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding twenty rupees.

Penalty for making false statement in declaration.

12 Every person who wilfully or to his knowledge makes a false statement in the declaration signed by him under section 7 (2) shall be guilty of an offence, and shall be liable on summary conviction before a Police Magistrate to a fine not exceeding one hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

Power to supply omissions or correct errors in registration.

13 Where a marriage has been contracted after the commencement of this Ordinance which may have been omitted to be registered or which may have been erroneously registered, it shall be lawful for either of the parties to the marriage, or, in the case of his or her death, for the issue or other lawful representative of such party, to apply to the Provincial Registrar to have such marriage registered or correctly registered, as the case may be, and such Provincial Registrar shall cause the officiating or other priest before whom the marriage was contracted and such other parties as to him shall appear expedient to be noticed to show cause why such application should not be granted. If no sufficient cause be shown to the contrary and the Provincial Registrar shall be satisfied, after hearing such evidence as the parties may adduce, that such marriage has been proved, he shall cause the marriage to be registered.

### PART III.

#### Divorces.

Divorce by husband.

14 A husband who desires, after the commencement of this Ordinance, to divorce his wife shall adopt the procedure laid down in the rules in the First Schedule, and, if the

divorce is granted, he shall register such divorce. The Governor in Executive Council may by notification in the Gazette alter, amend, vary, or add to the rules in the First Schedule.

15 A wife who desires, after the commencement of this Ordinance, to effect a Fasah divorce shall apply to the Kathi of the area in which she is resident or to the Special Kathi appointed under section 40 and for that purpose shall adopt the procedure laid down in the rules in the Second Schedule. If the divorce is granted, she shall register such divorce. The Governor in Executive Council may alter, amend, vary, or add to any such rules by notification in the Gazette.

Divorce by wife.

16 Any husband or wife who is aggrieved by any order or decree made by a Kathi under the rules of the Second Schedule to this Ordinance in an application made by a wife to effect a Fasah divorce may within one month of the date of any such order or decree appeal therefrom to the Board of Kathis, who shall have power to hear such appeal either in public or with closed doors, taking further evidence, if necessary, and to make such order as the Board shall think fit.

Appeal to Board of Kathis.

17 (1) Any person aggrieved by the decision of the Board of Kathis may within one month of the communication of such decision apply by petition to the Supreme Court for leave to appeal, and the applicant shall give the opposite party notice of the intended application. It shall be lawful for the Supreme Court to grant leave to appeal and, if such leave is given, to hear the appeal upon such conditions as the Supreme Court may fix as to the payment of all costs that may become payable to the respondent in the event of the appellant not obtaining an order granting him leave to appeal or in the event of the appellant not succeeding in his appeal.

Appeal to Supreme Court.

(2) Upon any such appeal it shall be lawful for the Supreme Court to order a new trial or that further evidence be taken or to affirm or to alter or amend or modify or reverse the decision of the Kathi or of the Board of Kathis.

18 (1) It shall be lawful for the Judges of the Supreme Court or any three of them, of whom the Chief Justice shall be one, from time to time to frame, constitute, and establish such general rules as to them shall seem meet for regulating the mode of applying for leave to appeal and of prosecuting appeals from decisions and orders of the Board of Kathis and for regulating any matters relating to the costs of such applications for leave to appeal and of appeals.

Rules of procedure of appeals.

(2) All such rules when approved by the Governor in Executive Council shall be published in the Gazette, and when so published shall be deemed to be as valid and effectual as if they were herein enacted.

19 It shall be the duty of the officiating priest, on the production by any person of a permit signed by a Kathi authorizing a divorce within fourteen days of the issue of such permit to register such divorce, and the provisions of sections 7, 8, 9, 10, and 11 shall apply *mutatis mutandis* to every such registration, except that the declaration required by section 7 (2) shall not be required, and the entry of divorce shall be signed by the applicant and attested by two witnesses. The officiating priest shall forward the certificate from the divorce register book together with the permit of the Kathi to the Provincial Registrar to be filed of record in his office.

Registration of divorcés.

20 Every person who effects a divorce after the commencement of this Ordinance, who omits to register such divorce or to act otherwise than in accordance with the procedure laid down in this Ordinance, and the Muslim priest, who aids or abets him or her in such omission, shall be guilty of an offence and shall on summary conviction be liable to a fine not exceeding one hundred rupees, and on a second or subsequent conviction to a fine not exceeding one hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

Penalty for omission to register divorce.

## PART IV.

*Supplementary.*

Further powers  
of Kathi.

21 (1) A Kathi shall in addition have power to inquire into and adjudicate upon and to make order allowing or disallowing—

- (a) Claims by a wife for the payment of mahr where the sum in dispute does not exceed one thousand rupees;
- (b) Claims for maintenance by a wife or a legitimate child who has been deserted by her husband or its father, and to award a monthly allowance not exceeding one hundred rupees in respect of the maintenance of a wife, or a monthly allowance not exceeding fifty rupees for the maintenance of each child;
- (c) Claims for maintenance by a divorced wife until the registration of the divorce or during her period of *iddat*, or, if such woman is pregnant at the time of the divorce, till she gives birth to the child, and in the latter case claims for her lying-in expenses;
- (d) An action for restitution of conjugal rights by a husband or wife;
- (e) An action for a declaration by a woman that she is married to a certain man; and
- (f) An action for a declaration by a man that he is not married to a certain woman.

(2) A Kathi may also inquire into and deal with any application by or on behalf of a woman or girl made against a wali who unreasonably withholds his consent to the marriage of such woman or girl and if necessary authorize such marriage against the express wishes of the wali.

(3) All such inquiries shall be held as nearly as possible *mutatis mutandis* in accordance with the rules set forth in the Second Schedule to this Ordinance, and an aggrieved party shall have the same right of appeal to the Board of Kathis and the Supreme Court as in Fasah proceedings, and this Ordinance and the rules made under this Ordinance shall apply to such appeals.

(4) Any sum so claimed and allowed by the Kathi, or on appeal by the Board of Kathis, or by the Supreme Court where there has been a further appeal, may be recovered as though it were a fine imposed under this Ordinance on application made to the Police Court having jurisdiction where the person liable to pay such sum may for the time being be resident. Every such application shall be made by the Kathi and shall be supported by a certificate under his hand stating the amount of the sum due, the name of the person liable to pay such sum, and the name or names of the person or persons entitled thereto.

Such sum shall be recovered as a fine notwithstanding that it may exceed the amount of a fine which a Police Magistrate may in his ordinary jurisdiction impose, and when recovered shall be remitted to the Kathi for payment in due course to the person or persons or to the wife or child thereto entitled as the case may be.

(5) All moneys recovered by the Kathi for payment to a woman or child shall be paid forthwith to the woman or child, as the case may be, or, if the child is under the age of fourteen years, to the person legally entitled to the custody of the child on behalf of such child, and every payment so made by the Kathi shall be supported by a receipt signed by such woman, child, or person legally entitled in a book to be kept for that purpose by the Kathi.

(6) Any Kathi recovering any sum of money for payment to a woman or child, who fails without reasonable cause forthwith to pay such sum to the person entitled thereto, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

(7) All moneys recovered under sub-section (4) of this section and not paid by the Kathi to the persons entitled thereto on the ground that there is no claimant or that the claimant cannot be found shall be paid at the end of a period of one month after such moneys have been in the hands of

the Kathi to the Provincial Registrar, who shall deal with such moneys according to the rules prescribed in that behalf by the Governor in Executive Council under this Ordinance.

22 (1) The Governor in Executive Council may make rules regulating— Regulations.

- (a) The procedure to be observed in cases before Kathis;
- (b) Processes to be issued by them and the mode of enforcing the same;
- (c) The form and method of appeals to the Board of Kathis and all matters incidental or appertaining to the hearing of such appeals and the recording of the verdict or decision of the Board;
- (d) The summoning, challenging, and empanelling of Muslim assessors, and matters respecting them;
- (e) The manner in which and the conditions subject to which processes may be served by the Fiscal, or otherwise;
- (f) The stamp fees to be levied in respect of cases instituted before the Kathi, processes issued by the Kathi, and appeals heard by the Board of Kathis, and applications for leave to appeal and appeals made to the Supreme Court and, in general, all fees required by this Ordinance to be prescribed whether payable in stamps or not;
- (g) Stamp fees to be paid on the registration of a marriage or divorce and on declarations under section 7 (2);
- (h) The inspection from time to time by the Provincial Registrar of the registers and books kept by officiating priests, and Kathis, and the inquiry by the Provincial Registrar into complaints against Kathis and officiating priests;
- (i) The books, registers, certificates, permits, forms, receipt books, and indexes to be kept by Provincial Registrars, Kathis, and officiating priests;
- (j) The fees, allowances, or emoluments to be paid as the travelling and other expenses of a special Kathi;
- (k) The manner in which accumulated moneys paid by Kathis to the Provincial Registrar under section 21 (7) shall be disposed of;
- (l) The conditions relating to the prepayment of mahr and deposit of money for maintenance of a child to be born, subject to which a Muslim not domiciled in Ceylon may be allowed to marry in Ceylon;
- (m) All other matters which may appear to be necessary or expedient for the purpose of carrying out the provisions of this Ordinance.

(2) Such rules shall be published in the English and Tamil languages in the Gazette and when so published shall be as valid and effectual as if they were herein enacted.

23 (1) Any Fasah divorce which has already been effected prior to April 1, 1925, before a Muslim priest shall be deemed to be a valid Fasah divorce under this Ordinance, and any re-marriage of a woman who has been so divorced shall be deemed to be a valid marriage under this Ordinance, and all children born of such re-marriage shall be deemed to be legitimate children.

Provided that such woman or, if the woman is dead, a legitimate child by the re-marriage shall apply for the registration of such divorce or such re-marriage to a Kathi of the area in which she or he is resident.

(2) Upon any such application being made a Kathi shall proceed to inquire into such application, and shall follow as nearly as possible the procedure set forth in the Second Schedule to this Ordinance.

(3) An aggrieved party shall have the same right of appeal as in the case of an order made in a Fasah case, and this Ordinance and the rules made under this Ordinance shall apply to such appeals.

(4) When any such application is allowed or where there has been an appeal and any such application is allowed by the Board of Kathis, or in the case of a further appeal, by the Supreme Court, the Kathi shall issue to the applicant a permit authorizing the registration of the divorce or the

Past divorces  
and re-marriages  
to be valid.

registration of the re-marriage within fourteen days of the issue of such permit, and upon production of this permit, within the fourteen days, it shall be the duty of the officiating priest to register the divorce or marriage in a separate register to be kept for that purpose and to file the permit.

(5) All divorces and re-marriages duly registered under this section shall be deemed to have been duly effected and solemnized as and from the original date of such divorce or re-marriage, and all children born subsequent to the date of the re-marriage during such re-marriage shall be deemed to be legitimate children of such re-marriage.

Indexes of registers.

24 Every officiating priest and every Kathi shall keep in the Tamil or English language and in the prescribed form a current index of the contents of every register kept by him, and every entry in such index shall be made as far as it is practicable immediately after he shall have made an entry in the register.

Kathi to deposit copies of entries and indexes.

25 Every officiating priest and every Kathi shall at the expiration of every month personally appear before the Provincial Registrar and deposit copies verified on oath in the prescribed form of all entries made by him in his register and index.

Copies to be bound in general register.

26 The Provincial Registrar shall cause such certified copies to be bound together with translations in English if they are in the Tamil language, in a general register, of which a general index shall be kept.

Registers and indexes to be open to inspection.

27 The general register and general index of a register, and the register and index of a Kathi and the register and index of the officiating priest, shall be open to inspection at all reasonable hours upon the payment of the prescribed fee by any person applying to inspect the same; and the Provincial Registrar or Kathi or officiating priest shall upon payment of the prescribed fee furnish to any person requiring the same a copy of any entry certified under his signature and seal of office (if any).

Copies to be evidence.

28 Any officiating priest's register or any Kathi's register, and any general register, and every copy of any entry in any such register, certified under the hand and seal (if any) of an officiating priest or Kathi, or Provincial Registrar, to be a true copy or extract, shall be *primâ facie* evidence in all courts and tribunals in the Colony of the dates and facts contained or set out in such register, general register, copy, or extract.

Registration of marriage or divorce to be best evidence.

29 (1) A certified copy of the entry in the register of marriages or in the register of divorces shall, with respect to any marriage or divorce registered under this Ordinance, or with respect to any marriage registered under the Moham-medan Marriage Registration Ordinance, 1886, be accepted and received in all Courts as the best evidence of such marriage or divorce as the case may be.

(2) Provided, however, that nothing contained in this Ordinance shall be construed to render valid or invalid merely by reason of registration or non-registration any Muslim marriage or divorce which will otherwise be invalid or valid according to the Muslim law.

Forms.

30 (1) The forms contained in the Third Schedule shall be used with such variations as may be necessary for any particular case.

(2) The Governor in Executive Council may from time to time by notification in the Gazette alter any of the said forms or prescribe new or additional forms to be used for the purposes of this Ordinance.

Custody of registers, books, and indexes.

31 (1) Every officiating priest and every Kathi shall keep all registers, books, and indexes until they shall have been filled up and shall then forward them for record to the Provincial Registrar.

(2) In the event of an officiating priest or Kathi leaving the district within which he is appointed to act or ceasing to hold his appointment or being dismissed by the Governor or dying, or of his appointment being cancelled, his books and seal of office (if any) shall forthwith be given up to or taken possession of by the Provincial Registrar.



(3) Any person refusing or omitting to make over any books or seal of office (if any) to the Provincial Registrar as required by this section, or any person found in possession of any books or seal of office, without lawful excuse, after they ought to have been made over to or taken possession of by the Provincial Registrar, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred rupees.

32 Any person who wilfully destroys or injures or causes to be destroyed or injured any register book or counterfoil certificate, or any part thereof, or any permit of divorce or re-marriage or any authenticated extract therefrom, or wilfully or falsely makes or counterfeits any parts of such register book, counterfoil certificate, permit of divorce or re-marriage, or wilfully inserts any false entry in any such register book or counterfoil certificate, permit of divorce or re-marriage, or authenticated extract therefrom; and any person not being an officiating priest or a Kathi, who registers or professes to register any marriage or divorce under this Ordinance or issues a permit authorizing divorce under this Ordinance shall be guilty of an offence, and shall be liable on conviction to imprisonment of either description for a term which may extend to seven years.

33 Every Kathi shall be deemed to be a public servant within the meaning of the Penal Code, and all proceedings before a Kathi or Board of Kathis under the provisions of this Ordinance shall be deemed to be judicial proceedings within the meaning of Chapter XI. of the Penal Code.

34 All register books with the counterfoil certificates attached thereto and all other books required to be kept by officiating priests and Kathis shall be furnished by the Provincial Registrar on the application of the officiating priest or Kathi free of charge.

35 Every order made by the Provincial Registrar refusing or revoking or recalling a licence under section 3 and every order made by the Provincial Registrar certifying the proof of a marriage or divorce under section 13 shall be subject to appeal to the Governor in Executive Council, and every such appeal shall be preferred within fourteen days after the order appealed from shall have been notified to the party or parties concerned.

36 No person other than an officiating priest or Kathi shall keep any book being or purporting to be a register of Muslim marriages or divorces or proceedings relating to divorces effected by them or by any other persons, or to issue to any person any document being or purporting to be a permit of divorce or re-marriage.

(2) Any person offending against the provisions of this section shall be guilty of an offence and shall be liable upon conviction before a Police Court to a fine not exceeding one hundred rupees and for every subsequent offence to a fine not exceeding one hundred rupees or to rigorous imprisonment for a period not exceeding six months or to both such fine and imprisonment.

37 (1) It shall be the duty of the Provincial Registrar to inspect from time to time the books and registers required to be kept under this Ordinance by the officiating priests and Kathis, and to hear complaints made against them.

(2) Should any irregularity be detected on such inspection the Provincial Registrar may either order the institution of criminal proceedings or revoke the licence of the officiating priests or report the matter through the Registrar-General to the Governor for the dismissal of the Kathi.

38 Nothing in this Ordinance shall be construed to prohibit the receipt by the officiating priest of any gratuity if such gratuity is voluntarily made.

39 (1) Whenever there shall be a special necessity for the appointment of an officiating priest otherwise than under section 3, it shall be lawful for the Provincial Registrar, on special application made for the purpose and on payment of the prescribed fee, to issue a licence in the prescribed form to any Muslim who in his opinion is a fit and proper person to register marriages and divorces under this Ordinance limited to the necessity mentioned aforesaid and may revoke and recall any such licence at his discretion.

Penalty for destruction of registers, &c.

Kathi to be public servant.

Registers, &c., to be supplied free to Kathi.

Appeals.

Unauthorized keeping of marriage or divorce registers.

Inspection of registers, &c.

Voluntary gratuity to officiating priest.  
Special officiating priests.

(2) Such licence shall specify the restrictions under which it is to be used and may be issued for the whole Island or for any particular area thereof.

(3) Every such licence shall bear the prescribed stamp which shall be supplied by the applicant and shall be duly cancelled by the Provincial Registrar. A list of such licences shall be made and preserved in the office of the Provincial Registrar and shall from time to time be published in the Gazette.

(4) No officiating priest licensed as aforesaid shall register any marriage or divorce contracted as aforesaid under this Ordinance in breach of the restrictions or conditions contained in the licence.

(5) The term "officiating priest" in this Ordinance shall include any person so appointed by the Provincial Registrar.

**Special Kathis.**

40 (1) Whenever there shall be a special necessity for the appointment of a Kathi otherwise than under section 4, it shall be lawful for the Governor to appoint any male Muslim of good character and position and of suitable attainments to be a Kathi. The letter of appointment shall be in such form as the Governor may specify and shall contain the restrictions subject to which the Kathi shall function and shall be signed by the Colonial Secretary or an Assistant Colonial Secretary.

(2) Every appointment of a Kathi as aforesaid may be for the whole Island or for a portion thereof and shall be notified in the Gazette. The Governor may at any time at his pleasure by notification in the Gazette cancel such appointment.

(3) The term "Kathi" in this Ordinance shall include any person so appointed by the Governor.

**General penalty.**

41 Any person acting in contravention of this Ordinance, or of any rules made thereunder for which no penalty has been prescribed by this Ordinance, shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding one hundred rupees.

**Kathis and members of Board of Kathis to execute security bonds.**

42 Every Kathi appointed either under section 4 or under section 40 of this Ordinance and every member of the Board of Kathis appointed under section 5 shall enter into, before the Provincial Registrar in the case of a Kathi, and before the Registrar-General in the case of a member of the Board of Kathis, a bond to His Majesty, His heirs and Successors, in the sum of one thousand rupees, conditioned for the due and faithful discharge of his duties, which amount shall be secured to His Majesty, His heirs and Successors, either by the hypothecation of immovable property or by deposit of movable property, or by the guarantee of two or more sufficient sureties in that behalf to the satisfaction of such Provincial Registrar or Registrar-General. Such bond shall be filed in the office of the Provincial Registrar or of the Registrar-General as the case may be.

**Relationship rendering carnal knowledge incestuous.**

43 (1) Any person who carnally knows, or attempts to have carnal knowledge of, a woman or girl who is to his knowledge—

- (a) His daughter or other lineal descendant; or
- (b) His mother or other lineal ascendant; or
- (c) His sister by the full or the half blood; or
- (d) The daughter of his brother or of his sister by the full or the half blood or a descendant from either of them; or
- (e) His mother's or father's sister by the full or the half blood; or
- (f) His wife's mother or grandmother; or
- (g) The daughter or granddaughter of his wife by another father; or
- (h) His son's, grandson's, father's, or grandfather's wife or widow or divorced wife—

shall be guilty of an offence, and shall be punishable with imprisonment, simple or rigorous, for any period not exceeding one year.

For the purpose of this sub-section it is immaterial that the carnal knowledge was had, or that the attempt was made, with the consent of the woman or girl.

(2) Any woman or girl of or above the age of eighteen years who permits any man to have carnal knowledge of her knowing him to be—

- (a) Her father or other lineal ascendant ; or
- (b) Her son or other lineal descendant ; or
- (c) Her brother by the full or the half blood ; or
- (d) The son of her brother or sister by the full or the half blood or a descendant from either of them ; or
- (e) The son of her husband by another mother ; or
- (f) Her daughter's or granddaughter's or mother's or grandmother's husband ; or
- (g) The brother by the full or the half blood of her father, mother, or other lineal ascendant ; or
- (h) Her husband's father or grandfather—

shall be guilty of an offence, and shall be punishable with imprisonment, simple or rigorous, for any period not exceeding one year.

It is a defence to a charge of the offence defined in this sub-section that the woman or girl was at the time of the offence acting under the coercion of the person having carnal knowledge of her.

(3) Nothing in this section contained shall be construed to make valid a marriage which would otherwise be invalid according to the Muslim law in force in Ceylon.

44 The Governor in Executive Council may give directions in any particular case or generally and may make rules in respect of any matter necessary for the administration of this Ordinance which is not specially provided for therein, and such directions or rules on being published in the Gazette shall be as legal, valid, and effectual as if they were herein enacted.

Rules for matters not provided for.

45 If any difficulty arises in first giving effect to the provisions of this Ordinance the Governor in Executive Council as occasion may require may by order published in the Gazette do anything which appears to him necessary for the purpose of removing the difficulty, and any such order on being published in the Gazette shall be as legal, valid, and effectual as if it were herein enacted.

Power of Governor in Executive Council to make orders to meet difficulties arising.

46 All rules made under this Ordinance and published in the Gazette, and all alterations of, and new or additional forms, made under section 30 of this Ordinance, shall be laid as soon as conveniently may be on the table of the Legislative Council, and may be disallowed by resolution of the Council provided notice of such resolution be given to the Clerk of the Legislative Council in writing within two months of the date on which such rules or altered or new forms were tabled, and when so disallowed shall be annulled, but without prejudice to anything already done thereunder, and if not so disallowed shall be deemed to be valid.

Rules to be laid before Legislative Council.

47 The following Ordinances are hereby repealed to the extent shown against them :

Repeals.

Ordinance.	Extent.
Mahomedan Code of 1806	Second title—from section 64 to section 102 (first paragraph) inclusive.
Mohammedan Marriage Registration of 1886	The whole.

#### FIRST SCHEDULE.

##### Rules to be adopted in Cases of Divorces by Husbands.

1. The husband shall give notice of his intention to divorce to the Kathi of the area in which he is resident or to the Special Kathi appointed under section 40, and the Kathi shall immediately register such application in a book to be kept by him for the purpose in the prescribed form, and shall cause a notice thereof to be served upon the wife.

2. The Kathi shall inquire into the dispute between the husband and the wife, and shall endeavour with the help of the near relatives of both parties by all lawful means to reconcile the parties and to prevent, abate, or remove the real cause of trouble between them.

[First  
Schedule—  
contd.]

3. If a reconciliation cannot be effected, the husband shall at the end of thirty days from the date of registration of the first notice by the Kathi, give a second notice to the Kathi, and the Kathi shall register such second notice in the same manner as the first notice, and shall again endeavour to reconcile the parties.

4. Should the husband still persist in his intention to divorce his wife, he shall at the end of two weeks from the date of registration of the second notice by the Kathi give a third or final notice to the Kathi. The Kathi shall thereupon register such notice in the same manner as the two previous notices, and give the husband a permit in the prescribed form to effect the divorce and to register it before an officiating priest within fourteen days of the issue of such permit.

5. Should the husband be reconciled with his wife before the registration of such divorce, it shall be lawful for him to return the permit to the Kathi and get a revocation of the permit to divorce from the Kathi. The permit revoked as aforesaid shall be filed by the Kathi and an entry made in the prescribed form.

#### SECOND SCHEDULE.

##### Rules to be adopted in the Case of a Fasah Divorce by Wife.

1. The wife shall, subject however to rule 15 contained in this schedule, make the application for divorce to the Kathi of the area in which she is resident or to the Special Kathi appointed under section 40.

2. Upon receiving such application the Kathi shall immediately cause a notice thereof to be served upon the husband and fix a date for the hearing of the application.

Provided that if it is made to appear to the Kathi by sworn statement that the husband is not in the Island and that in the circumstances of the case it is not possible to serve the notice on the husband, the Kathi may order the notice to be served on the husband's nearest relative or, if no relative is known to be in the Island, may dispense with the notice.

3. If on the date appointed for the hearing of the application the husband does not appear, the service of the notice shall, unless the Kathi shall have dispensed with the notice under the preceding rule, be proved by sworn statement.

4. The Kathi shall then proceed to empanel three Muslim assessors (hereinafter referred to as "Muslim assessors") for the purpose of assisting him in the hearing of the case.

Provided however that—

- (a) Where the Kathi is appointed under section 40 ; or
- (b) In areas where owing to the sparseness of the Muslim population or for any other reason the Governor has by notification in the Gazette declared that trials therein can be held without the assistance of Muslim assessors ;

it shall not be necessary for the Kathi to empanel Muslim assessors.

5. In an area brought under the operation of the Village Communities Ordinance, No. 9 of 1924, the Muslim assessors shall be the persons professing the Muslim faith who are resident in that area and who possess the qualifications required under that Ordinance to be members of a Village Committee. A list of the names of such persons shall be sent from time to time by the Assistant Government Agent within whose district such area is situated to the Kathi to be filed of record by him.

6. In an area not brought under the operation of the Village Communities Ordinance, No. 9 of 1924, the Muslim assessors shall be the persons professing the Muslim faith who are resident in that area and whose names appear in the list of Tamil-speaking jurors for that area. A list of the names of such persons shall be sent from time to time by the Fiscal having jurisdiction over that area to the Kathi to be filed of record by him.

7. It shall be the duty of the Kathi and of the assessors before hearing the case to endeavour by all lawful means to bring the parties to an amicable settlement and to abate, prevent, or

remove with their consent the real cause of trouble between them. [Second  
But if the parties will not agree to such settlement, the Kathi Schedule—  
and the Muslim assessors shall then proceed to hear evidence contd.]  
and to determine the case.

8. The Kathi shall record in the book to be kept by him for the purpose the sworn statements of the wife and of at least two of her witnesses and the sworn statements of the husband (if he is present) and of his witnesses.

When the Kathi and the assessors have examined all the witnesses they may make such order or decree as may by Muslim law be lawful.

9. The Muslim assessors shall first express their opinion on the points arising for their adjudication, and the Kathi shall thereupon express his. In the event of any difference of opinion between the Kathi and the Muslim assessors or any of them, or in the event of a refusal by two or more of the Muslim assessors to express their opinion, the opinion of the Kathi shall prevail and shall be taken as the decision in the case; but in every such event a record shall be made of such difference of opinion or refusal.

10. The Kathi shall immediately after making the order or decree register such order or decree, and the register shall be signed by the Kathi and the Muslim assessors, by the wife who obtains the order or decree, and by the husband, if he is present, and by all the witnesses whose evidence was taken by the Kathi.

11. After any such decision, the Kathi shall furnish to the wife and the husband a certified copy each of the whole proceedings upon payment of the prescribed fees.

12. Any person aggrieved by the order or decree of a Kathi may within one month of the date of such order or decree appeal therefrom to the Board of Kathis, who shall have power to hear such appeal either in public or with closed doors, taking further evidence, if necessary, and to make such order as the Board shall think fit.

13. (1) Any person aggrieved by the decision of the Board of Kathis may within one month of the communication of such decision apply by petition to the Supreme Court for leave to appeal, and the applicant shall give the opposite party notice of the intended application. It shall be lawful for the Supreme Court to grant leave to appeal and, if such leave is given, to hear the appeal upon such conditions as the Supreme Court may fix as to the payment of all costs that may become payable to the respondent in the event of the appellant not obtaining an order granting him leave to appeal or in the event of the appellant not succeeding in his appeal.

(2) Upon any such appeal it shall be lawful for the Supreme Court to order a new trial or that further evidence be taken or to affirm or to alter or amend or modify or reverse the decision of the Kathi or of the Board of Kathis.

14. (1) Any person preferring an appeal under either of the last two preceding rules shall give notice of such appeal to the Kathi, and it shall be the duty of the Kathi to carry into effect the orders of the Board of Kathis, if there is any appeal, or the orders of the Supreme Court, if there has been a further appeal to the Supreme Court.

(2) After the appealable time has elapsed, if there has been no appeal from the order of a Kathi allowing a divorce, or if there has been an appeal to the Board of Kathis, after the Board of Kathis has allowed a divorce, or in case of a further appeal to the Supreme Court, if the order of the Supreme Court allows such a divorce, it shall be the duty of the Kathi to issue to the wife seeking a divorce a permit under his hand stating that such divorce has been allowed and that it may be registered within fourteen days of the issue of such permit.

15. (1) Whenever it is made to appear to the Provincial Registrar that a fair and impartial inquiry cannot be had in any proceedings before a Kathi either on the application of a Muslim wife or a Muslim husband, whether proceedings have already been instituted before such Kathi or not, it shall be lawful for the Provincial Registrar to order that such inquiry should be held or transferred before another Kathi who may be appointed for that purpose, by order to be published by the Governor in the Gazette.

(2) No such order shall be made until the applicant has deposited the prescribed fees for payment of the travelling and other expenses of such specially appointed Kathi.

THIRD SCHEDULE.

Form of Licence.

I, \_\_\_\_\_, Provincial Registrar of Marriages for the \_\_\_\_\_ Province or District, as the case may be, do hereby licence \_\_\_\_\_, of \_\_\_\_\_, to register marriages under "\_\_\_\_\_" within the \_\_\_\_\_ Province.

Provincial Registrar.

Form of Marriage Register Book. Certificate of Marriage.

No. \_\_\_\_\_ Marriages registered by \_\_\_\_\_, Officiating Priest.

No. \_\_\_\_\_ Marriages registered by \_\_\_\_\_, Officiating Priest.

	English.	Tamil.
Facts to be registered.	English.	Tamil.
Serial number .....		
Bridegroom's name in full .....		
Bridegroom's residence .....		
Name of bridegroom's guardian (if any) .....		
Nature of guardianship .....		
Bride's name in full .....		
Bride's residence .....		
Whether spinster or not .....		
If divorced, evidence of divorce .....		
Name of bride's guardian .....		
Nature of guardianship .....		
Name of witness .....		
Do. ....		
Do. ....		
Do. ....		
Place of marriage .....		
Name of person who performed the marriage .....		
Amount of mahr .....		
Whether paid or not .....		
Date and hour of marriage .....		
Date of registration .....		
Signature of bridegroom .....		
Do. bride's wali .....		
Do. witness .....		
Do. do. ....		
Do. do. ....		
Do. officiating priest .....		
Seal of officiating priest .....		

## Form of Divorce Register Book.

No. _____	Divorce registered by _____	No. _____	Divorce registered by _____
	Officiating Priest.		Officiating Priest.
Facts to be registered.		Facts to be registered.	
Serial No. : _____	Husband's name in full : _____	Serial No. : _____	Husband's name in full : _____
Husband's residence : _____	Wife's name in full : _____	Husband's residence : _____	Wife's name in full : _____
Wife's residence : _____	Place of divorce : _____	Wife's residence : _____	Place of divorce : _____
Name of witness to divorce : _____	Do.	Name of witness to divorce : _____	Do.
Do.	Nature of divorce (Taluk Kholo' or Fasah) : _____	Do.	Nature of divorce (Taluk Kholo' or Fasah) : _____
Permit of Kathi authorizing divorce : _____	No. and date and name of Kathi : _____	Permit of Kathi authorizing divorce : _____	No. and date and name of Kathi : _____
Date and hour of divorce : _____	Date of registration : _____	Date and hour of divorce : _____	Date of registration : _____
Signature of husband (if present) : _____	Signature of wife (if present) : _____	Signature of husband (if present) : _____	Signature of wife (if present) : _____
Do. witness : _____	Do. witness : _____	Do. witness : _____	Do. witness : _____
Do. officiating priest : _____	Seal of officiating priest : _____	Do. officiating priest : _____	Seal of officiating priest : _____

[Third  
Schedule—  
contd.]

## Form of Declaration under Section 7 (2) by Bridegroom.

I, \_\_\_\_\_, do hereby give notice that a marriage is about to be solemnized at \_\_\_\_\_ between me and \_\_\_\_\_, and I further hereby solemnly declare that to the best of my knowledge and belief the several particulars stated hereinunder are true and correct and that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.

Bridegroom's name in full : \_\_\_\_\_.

Bridegroom's residence : \_\_\_\_\_.

Name of bridegroom's guardian (if any) : \_\_\_\_\_.

Bride's name in full : \_\_\_\_\_.

Bride's residence : \_\_\_\_\_.

Bride's wali : \_\_\_\_\_.

Whether bridegroom previously married or not, and if so to whom : \_\_\_\_\_.

Whether previous wife or wives divorced or dead : \_\_\_\_\_.

If divorced, date and number of divorce registration : \_\_\_\_\_.

\_\_\_\_\_  
Signature of Bridegroom.

[Third  
Schedule—  
contd.]

Form of Declaration under Section 7 (2) by Wali of Bride.

I, \_\_\_\_\_, do hereby give notice that a marriage is about to be solemnized between \_\_\_\_\_ and \_\_\_\_\_, whose wali I am for the purposes of this marriage, and I further hereby solemnly declare that to the best of my knowledge and belief the several particulars stated hereinunder are true and correct and that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.

Bridegroom's name in full : \_\_\_\_\_.

Bridegroom's residence : \_\_\_\_\_.

Name of bridegroom's guardian (if any) : \_\_\_\_\_.

Bride's name in full : \_\_\_\_\_.

Bride's residence : \_\_\_\_\_.

Whether bride is spinster or not : \_\_\_\_\_.

Whether bride was previously married or not, and if so to whom : \_\_\_\_\_.

Whether bride's previous husband is dead or divorced : \_\_\_\_\_.

If divorced, date and number of divorce registration : \_\_\_\_\_.

\_\_\_\_\_  
Signature of the Wali.

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, October 20, 1928.

A. G. M. FLETCHER,  
Colonial Secretary.

*Statement of Objects and Reasons.*

THIS Bill has been drafted as a result of the Report of the Select Committee of the Legislative Council appointed on February 5, 1926, to report on the Muslim law of marriage and divorce and to make suggestions with regard to the amendment of the law. The reasons for the Bill are set out fully in the Select Committee's Report published as Sessional Paper XX. of 1928.

Attorney-General's Chambers,  
Colombo, September 24, 1928.

M. T. AKBAR,  
Acting Attorney-General.

MINUTE.

U 216/27

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

III. 288.

**An Ordinance to amend the Housing and Town Improvement Ordinance, No. 19 of 1915.**

**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 Housing and Town Improvement Amendment Ordinance, 1928.

Amendment of section 106 of the principal Ordinance.

2 Section 106 of the principal Ordinance is hereby amended by the addition of the words "or building" immediately after the word "gateway", wherever that word occurs in the said section.

Amendment of section 107 of the principal Ordinance.

3 Section 107 of the principal Ordinance is hereby amended as follows :—

(1) by the substitution of the word "agreement" for the word "deed" wherever the latter word occurs in sub-section (1) thereof ;

(2) by the substitution of the word "agreements" for the word "deeds" in the second line of sub-section (3) thereof ; and

(3) by the addition of the following sub-section at the end thereof :—

1. 113.

(4) The provisions of section 2 of Ordinance No. 7 of 1840 shall not apply to any agreement or instrument referred to in this section.

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, October 27, 1928.

A. G. M. FLETCHER,  
Colonial Secretary.



*Objects and Reasons.*

Section 106 of the Housing and Town Improvement Ordinance provides that in the case of a street for which no street lines have been defined, the Chairman of the local authority may permit either a masonry boundary wall or a gateway to be erected within the space of 20 feet from the middle of the street and require as a condition precedent to such permission that the owner should execute an undertaking to waive compensation in the event of subsequent acquisition of the wall or gateway in question.

2 The word "building" has now been added after the word "gateway," thus enabling the Chairman in his discretion to permit buildings other than a wall or a gateway to be erected within the reservation of 20 feet of the middle of a street for which no street lines have been prescribed.

3 The amendments effected by clause 3 are made with the object of exempting the instruments referred to in section 107 from the necessity of notarial execution.

Attorney-General's Chambers, M. T. AKBAR,  
Colombo, September 26, 1928. Acting Attorney-General.

W 374/28

**MINUTE.**

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

An Ordinance further to amend the Branch Roads Ordinance, 1896. I. 417.

**B**E 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 Branch Roads Amendment Ordinance, 1928. Short title.

2 Section 23 of the principal Ordinance is hereby amended by the insertion of the following words between the word "aforesaid" and the word "shall" in the third line of the first proviso thereof :—

"and a moiety of the cost of providing quarters for overseers, store sheds, cattle sheds, or other buildings required in connection with the repair or improvement of any such road".

By His Excellency's command,  
Colonial Secretary's Office, A. G. M. FLETCHER,  
Colombo, October 23, 1928. Colonial Secretary.

*Objects and Reasons.*

THE first proviso of section 23 of the Branch Roads Ordinance, 1896, makes the estates concerned liable to contribute, on assessment, a moiety of the cost of erecting cooly lines for the coolies engaged in repairing or improving any road dealt with under the Ordinance.

2. The object of this amendment is to make specific provision that such estates should also be liable to contribute a moiety of the cost of erecting the necessary overseers' quarters and other buildings required in connection with the repair or improvement of any such road.

Attorney-General's Chambers, M. T. AKBAR,  
Colombo, October 3, 1928. Acting Attorney-General.

### NOTIFICATION OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the Western Circuit will be holden at the Court-house at Kalutara on Monday, November 19, 1928, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Colombo, October 26, 1928.

R. O. DE SARAM,  
for Fiscal.

### DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that three months hence, from November 8, 1928, all useless and valueless documents lying at this court shall be destroyed, and that any person interested in any record may, personally, by proctor, or by duly authenticated petition, claim, upon good cause shown, that such record may not be destroyed; in which event it shall be competent to the court to make such order thereon as to it shall seem meet.

Police Court,  
Chavakachcheri, October 30, 1928.

L. J. SENEVIRATNE,  
Commissioner of Requests and Police Magistrate.

### Amended Court Circuit Programme for November, 1928.

NOTICE is hereby given that the Circuit Court programme of the Police Magistrate, Ratnapura, for November, 1928, has been altered as follows:—

*Rakwana.*

November 23, 1928:  
November 24, 1928.

*Balangoda.*

November 26, 1928.  
November 27, 1928.  
November 28, 1928.

Police Court,  
Ratnapura, October 24, 1928.

W. SANSONI,  
Police Magistrate.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,743. In the matter of the insolvency of A. S. A. Aliyar of 109B, Fourth Cross street, Pettah.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 27, 1928, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,  
Colombo, October 31, 1928. Secretary.

In the District Court of Colombo.

No. 3,785. In the matter of the insolvency of S. S. Appiah of 38/2, New Chetty street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 15, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,800. In the matter of the insolvency of C. Visvaliagam of 22, Prince of Wales avenue, 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 November 27, 1928, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,  
Colombo, October 31, 1928. Secretary.

In the District Court of Colombo.

No. 3,878. In the matter of the insolvency of J. E. Anandappa of 43, Galpotta street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 18, 1928, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,893. In the matter of the insolvency of M. E. Perera of 8, Maliban street, Pettah.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 18, 1928, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,896. In the matter of the insolvency of A. L. Abraham of 48, Barber street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 18, 1928, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,902. In the matter of the insolvency of L. David Silva of Grandpass.

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 January 15, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,904. In the matter of the insolvency of O. S. Nugara of Dehiwala.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 22, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,905. In the matter of the insolvency of K. Henry de Silva of Wall street, Kotahena.

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 January 15, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,  
Colombo, October 25, 1928. Secretary.

In the District Court of Colombo.

No. 3,952. In the matter of the insolvency of K. S. Seyadu Warusay of 7, New Moor street, Colombo.

WHEREAS K. S. Seyadu Warusay has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by A. M. Sahul Hamid of 34, Second Cross street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. S. Seyadu Warusay insolvent accordingly; and that two public sittings of the court, to wit, on December 4, 1928, and on December 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, October 29, 1928. Secretary.

In the District Court of Colombo.

No. 3,953. In the matter of the insolvency of Austin Baldsing of Wall street, Kotahena.

WHEREAS Austin Baldsing has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by A. M. Abbas of Centre road, Mattacooliya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Austin Baldsing insolvent accordingly; and that two public sittings of the court, to wit, on December 4, 1928, and on December 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, October 29, 1928. Secretary.

In the District Court of Colombo.

No. 3,954. In the matter of the insolvency of Fred Vanreyk of 37th lane, Wellawatta.

WHEREAS F. Vanreyk has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by A. Siripala of Dematagoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said F. Vanreyk insolvent accordingly; and that two public sittings of the court, to wit, on December 4, 1928, and on December 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, October 29, 1928. Secretary.

In the District Court of Negombo.

No. 197/I. In the matter of the insolvency of B. R. Brereton of Negombo.

NOTICE is hereby given that the second sitting of this court in the above matter for the examination of the insolvent will take place on November 21, 1928.

By order of court, C. EMMANUEL,  
Negombo, October 25, 1928. Secretary.

In the District Court of Kandy.

No. 1,775. In the matter of the insolvency of B. D. C. Perera of Peradeniya.

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 January 18, 1929, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, P. MORTIMER,  
Kandy, October 26, 1928. Secretary.

In the District Court of Galle.

No. 583. In the matter of the insolvency of Weerakutti Pulle Sinniah of Pettigalawatta.

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 November 22, 1928, for assignee's report.

By order of court, C. W. GOONEWARDENE,  
Secretary.

In the District Court of Galle.

No. 590. In the matter of the insolvency of Manimel Wimalasuriya of Polwatta.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent was adjourned at the second sitting of this court on November 28, 1928.

By order of court, C. W. GOONEWARDENE,  
Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the Court of Requests of Gampaha.

Mudali Mahipala Appuhamillage Dona Maria Hamine of Henegama in the Meda pattu of Siyane korale ..... Plaintiff.

No. 573. Vs.

Suraweera Muhandirange Dona Susana Hamine of Radawana in the Gangaboda pattu of Siyane korale ..... Defendant.

NOTICE is hereby given that on Thursday, December 13, 1928, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 3,255 dated October 18, 1920, and attested by D. H. Suraweera, Notary Public, and ordered to be sold by the order of court dated September 13/17, 1928, for the recovery of the sum of Rs. 240, with interest thereon at 9 per cent. per annum from July 4, 1928, till payment in full, and the costs of this action Rs. 40.75, viz. :—

At 12 noon.

1. An undivided  $\frac{1}{2}$  share of the land called and known as Gorakagahawatta and the thatched house standing thereon, situated at Radawana in the Gangaboda pattu of Siyane korale, in the District of Colombo, Western Province; bounded on the north by the land belonging to Don Bartholomeuz Appuhamy, on the east and south by the land belonging to Haramanis Appuhamy, and on the west by the land belonging to Babanis Appuhamy; containing in extent about 6 acres.

At 12.30 P.M.

2. An undivided  $\frac{9}{48}$  share of the field called and known as Millagahakumbura, situated at Radawana aforesaid; and bounded on the north by Juwangekumbura, on the east by Godabima, on the south by the fields belonging to Samandapperuma Mohottige people, and on the west by the water-course; containing in extent about 6 bushels of paddy sowing.

At 1 P.M.

3. An undivided  $\frac{1}{16}$  share of the field called and known as Millagahakumbura, situated at Radawana aforesaid; and bounded on the north and west by ela, on the east by Galpathageidama (land) and field, on the south by the land belonging to Samandapperuma Mohottige people and the ela; containing in extent about 4 bushels of paddy sowing.

At 1.30 P.M.

4. An undivided  $\frac{1}{288}$  share of the field called and known as Millagahakumbura, situated at Radawana aforesaid; and bounded on the north by the field belonging to Don Carolis, *ex* Vidane, on the east by the field and gala (stone) belonging to Samandapperuma Mohottige Don Davith Appuhamy, on the south by the field and land belonging to the said Davith Appuhamy, and on the west by the field belonging to Mahagamage Cornis Appu and others; containing in extent about 6 bushels of paddy sowing.

At 2 P.M.

5. An undivided  $\frac{1}{32}$  share of the field called and known as Millagahakumbura, situated at Radawana aforesaid; and bounded on the north by the field belonging to Allis Appuhamy, on the east by the land belonging to Appurala and others, on the south by land belonging to Rabenchi Naide, and on the west by the water-course; containing in extent about  $1\frac{1}{2}$  bushels of paddy sowing.

At 2.30 P.M.

6. An undivided  $\frac{1}{2}$  of an undivided  $\frac{25}{96}$  share of the field called and known as Millagahakumbura, situated at Radawana aforesaid; and bounded on the north by Juwangekumbura, on the east by the Attanagawaradagekumbura, on the south by the field belonging to Samandapperuma Mohottige people, and on the west by water-course; containing in extent about  $6\frac{1}{2}$  bushels of paddy sowing, and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises. Prior registration D 106/47, 97/178, 186, 161, 154, and 153.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

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. 31/10/28

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

NOTICE is hereby given that on Tuesday, December 4, 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. 800, 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 Leelands, 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,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo. 54/2012/28

(1) Amaratunga-aratchige Aron Perera, (2) ditto Hendrick Perera, (3) ditto James Perera, (4) ditto Hendrick Perera, (5) ditto Helena Perera, all of Udahamulla in Palle pattu of Salpiti korale. Plaintiffs.  
No. 19,343. Vs.

(1) Naranpitige Charles Perera of Udahamulla aforesaid ..... Defendant.

NOTICE is hereby given that on Tuesday, December 11, 1928, will be sold by public auction at the respective premises the right, title, and interest of the said plaintiffs in the following property for the recovery of the sum of Rs. 503·65½, being taxed costs of the 1st defendant, viz. :—

At 2 P.M.

1. An allotment of land called Kurunduwatta, situated at Madiwala in the Palle pattu of Salpiti korale in the District of Colombo Western Province; bounded on the north by Deulgahawatta, south by a portion of the same land, east by Gansaba road, and west by Delgahawatta; containing in extent about 1½ acre.

At 3 P.M.

2. An undivided 1/12 share of an allotment of land called Ketakelagahawatta, situated at Udahamulla in the Palle pattu aforesaid; bounded on the north by the land of Mr. Perera, south by Gorakagahawatta, east by land of Palliyage Selan Peiris, and west by land of Henedirage Thepanis; containing an extent of about 4 acres.

At 3.30 P.M.

3. An undivided ¼ share of an allotment of land called Bogahawatta, situated at Udahamulla aforesaid; bounded on the north by the land belonging to Amaratunga Aratchige people, south by field, east by the land of Don Daniel, and west by Pansalawatta; containing in extent about ¾ acre.

At 4 P.M.

4. A portion of land called Gorakagahawatta, situated at Udahamulla aforesaid; and bounded on the north by Ketakelagahawatta, south by Wetakeiyadeniyaowita, east by a portion of the same land, and west also by a portion of the same land; containing in extent about 1½ acre.

At 4.30 P.M.

5. An undivided ½ share of the land called Delgahawatta alias Gorakagahawatta, situated at Udahamulla aforesaid; and bounded on the north by Wetakeiyadeniya, south by the land belonging to Narahenpitige people, east by the land belonging to Liyanage people, and west by the land belonging to Narahenpitige people, containing in extent about 7 acres.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo. 29/10/28

K. M. N. S. Saminathan Chetty of Sea street, Colombo ..... Plaintiff.  
No. 21,105. Vs.

M. B. A. Mohideen of Bristol Hotel buildings, Fort, Colombo ..... Defendant.

NOTICE is hereby given that on Friday, November 30, 1928, at 2 P.M., will be sold by public auction at 94, Sea street, Colombo, the following mortgaged property declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated September 28, 1928, for the recovery of the sum of Rs. 2,800, with interest at the rate of Rs. 14·50 for every Rs. 1,000 per mensem from August 1, 1928, till payment in full, and costs of suit, viz. :—

- 1 gold bangle set with 16 brilliants and 9 sapphires.
- 1 gold bangle set with 16 brilliants and 9 rubies.
- 1 gold bangle set with 13 brilliants and 1 ruby.
- 1 pair earrings set with 4 sapphires and 28 brilliants.
- 1 marks ring set with 3 large and 12 small brilliants.
- 1 ring set with 1 sapphire and 16 brilliants.
- 1 ring set with 15 brilliants and 1 pasangala.
- 1 marks ring set with 3 rubies and 28 brilliants.
- 1 marks ring set with 3 sapphires and 29 brilliants.
- 1 ring set with 1 ruby and 10 brilliants.
- 1 pendant set with 8 rubies and 7 brilliants.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo. 26/10/28

T. Muttu Kumara Svami of Kynsey road, Colombo ..... Plaintiff.

S. Thambiah of Albert crescent, Colombo ..... Substituted plaintiff.  
No. 23,885. Vs.

The Hon. Mr. K. Natesa Iyer of Nos. 151-152, Sea street, Colombo ..... Defendant.

NOTICE is hereby given that on Wednesday, November 28, 1928, at 3 P.M., will be sold by public auction at Nos. 151-152, Sea street, Colombo, the following movable property for the recovery of the sum of Rs. 780, with interest thereon at 9 per cent. per annum from

June 8, 1927, till payment in full, and damages at Rs. 120 per month from April 1, 1927, till defendant be ejected from the above premises, and costs of suit, less Rs. 950 paid, viz. :—

- |                          |                              |
|--------------------------|------------------------------|
| 1 large printing press   | 1 jak table with pigeon-hole |
| 2 small printing presses | 1 jak almirah                |
| 1 ruling wooden machine  | 1 wall clock                 |
| 30 type cases with stand | 1 satinwood small box        |
| 3 jak tables             | 1 jak armchair               |
| 1 jak writing table      |                              |
| 3 bentwood chairs        |                              |

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

S. M. A. S. P. L. Somasundaram Chetty of Sea street, Colombo ..... Plaintiff.

No. 25,411. Vs.

(1) Susin Perera, (2) A. W. Perera, (3) J. C. Perera all of 70, Deal place, Colpetty, Colombo .. Defendants.

NOTICE is hereby given that on Thursday, December 6, 1928, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 765, with legal interest thereon from September 1, 1927, till payment in full, and costs, less Rs. 60, viz. :—

All that house and premises bearing assessment No. 70, Deal place, Colpetty, within the Municipality and in the District of Colombo, Western Province; bounded on the north by premises bearing assessment No. 69A and the property, belonging to others, east by bare land reserved for the Government, south by premises bearing assessment No. 71, and west by high road; containing in extent about 2 acres.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

P. L. M. T. T. Muttu Palaniappa Chetty of Sea street, Colombo ..... Plaintiff.

No. 27,279. Vs.

(1) V. Davith Singho of 3rd road, Havelock Town, Colombo, (2) M. J. Fernando of Quarry road, Dehiwala, and (3) K. H. Arnolis Appuhamy of 8, Galle road, Bambalapitiya, Colombo. Defendants.

NOTICE is hereby given that on Monday, December 3, 1928, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 322.60, with further interest on Rs. 295 at 18 per cent. per annum from March 16, 1928, till April 30, 1928, and thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till payment in full, and costs of suit, viz. :—

An allotment of land called Ambagahawatta bearing S. B. No. 428, with the buildings thereon, situated at Quarry road, Dehiwala, in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by lot 110B and the village Kalubowila, south by lot No. 116; east by the village Kalubowila, and west by lot No. 116; containing in extent 2 roods and 1 perch exclusive of the pathway passing through the land, subject to the primary and

secondary mortgages bearing No. 2,340 dated October 6, 1926, for Rs. 500 in favour of E. Nono Fernando, and No. 2,655 dated December 2, 1927, in favour of W. Johannes Peiris for Rs. 750, both attested by Mr. C. V. Wickramasinghe of Colombo, Notary Public.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

M. O. M. Ebrahim Saibo of Silversmith street, Colombo ..... Plaintiff.

No. 30,459. Vs.

M. A. M. Mohamed Naina Mala of 34, Hampden iane, Wellawatta, Colombo ..... Defendant.

NOTICE is hereby given that on Saturday, November 24, 1928, at 10 A.M., will be sold by public auction at No. 200, Sea street, Colombo, the following movable property for the recovery of the sum of Rs. 4,000, together with legal interest thereon from October 27, 1928, till payment in full, and costs of action, costs incurred as per bill taxed up to date of filing action Rs. 66.20, viz. :—

- |  |                                  |
|--|----------------------------------|
| <i>In No. 1 Almirah.</i>               | 7 webs white cloth               |
| 196 selas of various kinds             | 6 sail cloth                     |
| <i>No. 1 Rack.</i>                     | 12 shirts                        |
| 80 waities                             | 12 Bombay selas                  |
| 249 pieces striped waities             | 2 webs thin cloth                |
| <i>No. 2 Rack.</i>                     | 15 flowered selas                |
| 220 selas of various kinds             | 1 web white cloth                |
| 165 flowered selas.                    | 4 webs thin cloth                |
| <i>No. 2 Almirah.</i>                  | 3 red striped handkerchiefs      |
| 300 shawls                             | 14 pieces thin cloth             |
| 4 blankets                             | 16 pieces white cloth            |
| <i>No. 3 Almirah.</i>                  | 1 web gray cloth                 |
| 13 wool shawls                         | 13 webs rose-coloured thin cloth |
| 1 sambu camboy                         | 32 shawls                        |
| 27 sambu sarongs                       | 3 glass almirahs                 |
| 5 dozen handkerchiefs of various kinds | 2 racks                          |
| 11 pieces satin                        | 3 selas                          |
| 120 striped waities                    | 25 striped selas                 |
| 45 sambus handkerchief                 | 1 blanket                        |
| 13 pieces shirt cloth                  |                                  |
| 50 selas of various kinds              |                                  |

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the Court of Requests of Colombo.

B. James Fernando of Wewala in Palle pattu of Salpiti korale ..... Plaintiff.

No. 39,124. Vs.

G. Don Brampy Singho, boutique-keeper, Mampe in the Palle pattu aforesaid ..... Defendant.

NOTICE is hereby given that on Friday, December 7, 1928, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property for the recovery of the sum of Rs. 60.35, being costs of this action, to wit :—Rs. 44.65 incurred costs and Rs. 15.70 prospective costs, viz. :—

All that land called Gangulekanatta with the plantations thereon, situated at Wewala in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by Alubogahawatta

of Mr. Jinasena, east by the land of Mr. Edmund Peiris, Mudaliyar, south by Gangulekanatta, west by land said to belong to the children of Mr. Jacob Silva; containing in extent about  $3\frac{1}{2}$  acres.

Fiscal's Office,  
Colombo, October 31, 1928.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Kalutara. *25/10/28*

Wahatantirige Dona Podi Nona Hamine of Potuwila, administratrix of the estate of the late Kumbalata Aratchige Don Pileck Wijewickrama Veda Appuhamy ..... Plaintiff.

No. 12,231. Vs.

Thanapathiliyanarallage John de Silva of Paiyagala ..... Defendant.

NOTICE is hereby given that on Tuesday, November 27, 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 defendant in the following property for the recovery of Rs. 595.92, with interest on Rs. 354 at 16 per cent. per annum from December 11, 1924, till May 15, 1925, and thereafter at 9 per cent. per annum on the aggregate till payment in full, less Rs. 145.12, viz. :—

The entire soil and all the trees of Habakkala Kurunduwatta, situated at Angangoda in Paiyagalbadda; and bounded on the north and west by Madaowita in the name of Kulappu Arachchige, east by field in the name of Weerakoon Malhami, south by defined lot No. 2 of Etambagahawatta; and containing in extent as per Crown plan 5 acres 2 roods and 30 perches.

Deputy Fiscal's Office,  
Kalutara, October 30, 1928.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Kalutara. *29/10/28*

The Hon. the Attorney-General, Colombo ..... Plaintiff.

No. 14,138. Vs.

Weerasinghe Philip Silva of Kalamulla ..... Defendant.

NOTICE is hereby given that on Saturday, November 24, 1928, 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 plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of Rs. 865.95, with interest on Rs. 725 at 9 per cent. per annum from March 2, 1928, viz. :—

(1) The land called and known as Ambagahawatta, situated at Kalamulla in Kalutara badde of Kalutara totamune, in the District of Kalutara; and bounded on the north by Badullagahawatta, east by Colombo-Galle high road, south by road leading to church, and west by Palliyawatta; containing in extent about 3 roods, with the tiled house standing thereon.

(2) Six-twentieth of the soil and plantations of the land called and known as Ambagahawatta, situated at Kalamulla aforesaid; and bounded on the north by road leading to the church, east by Colombo-Galle high road, south by a portion of Ambagahawatta, and west by Roman Catholic Church burial ground attached to the church; containing in extent about 2 roods.

Deputy Fiscal's Office,  
Kalutara, October 30, 1928.

H. SAMERESINGHA,  
Deputy Fiscal.

Central Province. *27/10/28*

In the District Court of Colombo.

K. R. K. N. M. Muthukaruppen Chetty of 54, Sea street, Colombo ..... Plaintiff.  
No. 29,103. Vs.

M. C. Zainudeen of 4, Bristol buildings, Fort, in Colombo, presently of Kandy ..... Defendant.

NOTICE is hereby given that on Wednesday, November 28, 1928, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 12,259.55, with interest on Rs. 10,500 at 15 per cent. per annum from July 28, 1928, till August 31, 1928, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit and poundage, viz. :—

All those two blocks of land bearing assessment No. 240 situated at Colombo street, Kandy, within the Municipality and District of Kandy, Central Province; bounded on the north by Crown land appropriated for the jail, on the east by the property of Meera Lebbe Cuppay Tamby, on the south by Colombo street, and on the west by the property of Slema Lebbe Ibrahim Saibo, Magoodu Neina Ander Kader, Segu Salagudeen Pulle, Ramen Chetty, Idroos Lebbe Cassi Lebbe, and Goola Mohideen; containing in extent  $6\frac{34}{100}$  perches.

Fiscal's Office,  
Kandy, October 30, 1928.

D. J. PERUSINGHE,  
Additional Deputy Fiscal.

In the District Court of Kandy. *35/1*

A. R. S. P. Arumugam Pillai, by his attorney Muna Karuppiyah Pillai of Trincomalee street, Kandy ..... Plaintiff.

No. 33,619. Vs.

P. M. Balaya of Pamunuwa in Udunuwera ..... Defendant.

NOTICE is hereby given that on Thursday, November 29, 1928, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 453.60, with interest on Rs. 367 at 9 per cent. per annum from August 16, 1926, till payment in full, and poundage, viz. :—

One undivided fourth part or share of and in all that portion containing in extent 2 roods and 16 perches according to the survey and description thereof dated November 23, 1921, and made by S. A. Soysa of Kandy, Licensed Surveyor, together with the tea factory thereon standing from and out of an allotment of land called Lolgodawatta, situate at Pamunuwa in Meda palata of Udunuwera, in the District of Kandy, Central Province; and which said portion is bounded according to the said plan on the north, east, south, and west by the property of P. M. Tikiri Dureya; which said portion of land formerly described as follows :—

All that portion lying adjoining the northern boundary of Gederakumbura of 3 chains in length from east to west and 2 chains in breadth from north to south from and out of all that allotment of land called Lolgoda of 11 acres and  $24\frac{1}{2}$  perches in extent, situate at Pamunuwa aforesaid; which said portion is bounded on the north by the ella of the field, on the east, south, and west by the remaining portion of the same land.

Fiscal's Office,  
Kandy, October 30, 1928.

D. J. PERUSINGHE,  
Additional Deputy Fiscal.

In the District Court of Kandy.

Urappala Jayasinghe Mudalige Henry Piyadasa of Galleheriya estate, Madulkele, Pata Dumbara ..... Plaintiff.  
No. 34,755. Vs.

- (1) Loku Banda Yaparadne, presently of Udispattu,  
(2) Udispattuwe Piyaratne Unnanse of Udispattuwe Pansale, (3) Sisilawatti Kumarihamy Yaparadne of Udispattuwa ..... Defendants.

NOTICE is hereby given that on the following dates and times mentioned below 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 the sum of Rs. 693·50, with interest thereon at 9 per cent. per annum from March 7, 1928, till payment in full, and poundage, viz. :—

Commencing at 10 in the forenoon,  
on Monday, December 3, 1928.

- (1) An undivided  $\frac{3}{4}$  parts or shares out of the land called Puwakollehena of 1 amunam paddy sowing extent, situate at Giddawa in Palispattu of Lower, Dumbara in the District of Kandy, Central Province; and bounded on the east by the kandura of Ihalagederahena, south by the limit of Ekanekgederahena, west by the limit of Putuhapuwhena, and on the north by the limit of Egodakumburehena.

Commencing at 2 in the afternoon,  
on Monday, December 3, 1928.

- (2) An undivided half share of the land called Etinimankadullehena *alias* watta of 4 amunams paddy sowing extent, situate at Karaliyadda in Palispattu aforesaid; and bounded on the east by Pallehagederadingiralagehena and mara tree, south by Upasakaralagehena, west by kandura, and on the north by limit of Pallehagedera Dingiralagehena.

Commencing at 2.30 in the afternoon,  
on Monday, December 3, 1928.

- (3) An undivided  $\frac{3}{4}$  parts or shares out of an undivided  $\frac{1}{4}$  share of the land called Etinimankadullehena of 6 acres in extent, situate at Karaliyadda aforesaid; and bounded on the east by the Elakandura of Nugapatanehena, south by stone fence, west by Marimuttu's land, and on the north by the limit of Pallehagederahena.

Commencing at 10 in the forenoon,  
on Tuesday, December 4, 1928.

- (4) An undivided  $\frac{3}{4}$  parts or shares out of the field called Moragollekumbura of 2 amunams and 2 pelas of paddy sowing extent, situate at Udawela in Gandekkorale of Uda Dumbara in the District of Kandy aforesaid; and bounded on the east and north by ela, south by Mala-ela, west by Watteweta and agala.

Commencing at 10 in the forenoon,  
on Wednesday, December 5, 1928.

- (5) An undivided  $\frac{3}{4}$  parts or shares out of the field called Welamedakumbura of 1 pela and 3 kurunies of paddy sowing extent, situate at Miniwangomuwa in Gampaha East of Uda Dumbara aforesaid; and bounded on the east and north by oya, south by the limit of Mahalekamegederakumbura, and on the west by the limit of Kalawalagederakumbura.

Commencing at 1 in the afternoon,  
on Wednesday, December 5, 1928.

- (6) An undivided  $\frac{3}{4}$  parts or shares out of Wangediella of 60 acres kurakkan sowing in extent, situate at Madugalla in Gampaha East aforesaid; and bounded on the east by Medagederaukkuralekumbura, south by Maha-ela, west by Kolongollakandura, and on the north by Nugahamadittedetta.

Commencing at 2 in the afternoon,  
on Wednesday, December 5, 1928.

- (7) An undivided  $\frac{3}{4}$  parts or shares out of Kirindiketiyehena of 50 seers kurakkan sowing extent, situate at Madugalle aforesaid; and bounded on the east by Gangodagederaheneima, south by Kalolakorallegeradingiribandageheneima, west by Kalolagederaheneima, and on the north by Ambagahagederakiradurayageheneima and Kumburegederaheneima.

D. J. PERUSINGHE,  
Additional Deputy Fiscal.

Fiscal's Office,  
Kandy, October 30, 1928.

In the District Court of Kandy.

Soona Pana Ravana Mana Ravana Mana Sunderum Pulle of Kandy. .... Plaintiff.  
No. 34,916. Vs.

- (1) S. Mohamed Ally, (2) S. Ponnia Pulle of Gampola ..... Defendants.

NOTICE is hereby given that on Friday, November 30, 1928, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 1,047·50, with interest thereon at 9 per cent. per annum from February 24, 1927, till payment in full, and poundage, viz. :—

The land called Karawgahamulahena in extent of about 10 acres in extent, situate at Kirinda in Ganga-pahala korale of Uda palata, in the District of Kandy, Central Province; and bounded on the east by Moham-mado Tamby's field, on the west by Elpitiye tea estate, on the south by the field called Rammetiyekumbura belonging to Hurigolle Lekam Mahatmeya and another, and on the north by Weerakkody Appuhamy's garden; together with everything standing thereon.

D. J. PERUSINGHE,  
Fiscal's Office, Additional Deputy Fiscal.  
Kandy, October 30, 1928.

In the District Court of Kandy.

S. Paradeen Bai of 126, Colombo street, Kandy ..... Plaintiff.  
No. 36,840. Vs.

Paul Wytialingam Wijeyaratnam of Pitakande Group, Pussellawa ..... Defendant.

NOTICE is hereby given that on Monday, November 26, 1928, at 12 noon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,467·75, with legal interest at 9 per cent. per annum from August 21, 1928, till payment in full, with costs and poundage, viz. :—

- (1) Nine undivided 10th parts or shares out of all that property called and known as Pitakande Group comprised of 11 allotments of land situated at Atabage Pallegama in Udapalata Division of Kandy District, Central Province; and bounded on the north by property of Abdul Majidu, Kudayawatta, property of Mr. Joronis Peeris, field, Pansalewatta, and by the field, east by property of Saminadan Kangany, south by Saminadan Kangany's land and ridge of Crown land, and on the west by Crown land and road; and containing in extent 30 acres.

- (2) Nine undivided 10th parts or shares out of all that block of land called Pitakande Group in extent 50 acres



1 rood and 2 perches, situated at Pussellawa Wahugapitiya and Pitakanda in Kandukara Ihala korale of Udapalata aforesaid; and bounded on the north by Sogama estate, south-east by water-course, east by high road from Kandy to Nuwara Eliya, south and south-west by high road, Sogama estate, and land claimed by Marthemis, and on the west and north-west by high road and limit of land claimed by M. D. S. Gunatilaka.

Fiscal's Office, D. J. PERUSINGHE,  
Kandy, October 30, 1928. Additional Deputy Fiscal.

In the District Court of Kandy. 39 No 10

Vana Ena Rawana Mana Vyrawan Chetty of  
Kandy ..... Plaintiff.  
No. 36,866. Vs.

(1) J. Hamy Wittachy, (2) P. M. Wittachy, both of  
Muruthalawa estate, Peradeniya..... Defendants.

NOTICE is hereby given that on Saturday, December 1, 1928, commencing at 12 noon, 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 the sum of Rs. 7,028.30, with interest thereon at 9 per cent. per annum from August 22, 1928, till payment in full, and poundage, viz. :—

(1) All that land called Muruthalawa estate comprising of 11 allotments of land adjoining each other and forming one property and situate at Dehigama, Suriyagoda, Mangalagama, and Muruthalawa, in Gangapalata of Yatinuwera, in the District of Kandy, Central Province; and bounded on the north by Diyawarakawela, Akuruwewa-ela, the land claimed by villagers, on the east by land claimed by villagers and Karuwelekelawatta, on the south by land claimed by villagers, and on the west by Diyawarakawe-ela; and containing in extent 35 acres and 2 roods.

(2) All that land called Muruthalawa estate comprising of 9 allotments of land adjoining each other and forming one property, situated at Gannoruwa and Uda Gannoruwa, in Gangapalata of Yatinuwera, in the District of Kandy, Central Province; and bounded on the north by Karuwelekele estate and land claimed by villagers, on the east by land claimed by villagers and temple land, and on the west by Newlyn estate, land claimed by villagers, Karuwelekele estate, and Crown jungle, and on the south by land claimed by villagers; and containing in extent 39 acres 2 roods and 10 perches.

D. J. PERUSINGHE,  
Fiscal's Office, Additional Deputy Fiscal.  
Kandy, October 30, 1928.

**Southern Province.** 34 No 87

In the District Court of Galle.

M. K. M. P. R. Ramanathan Chettiyal of  
Galle ..... Plaintiff.  
No. 25,617. Vs.

(1) Ganewattege Charles of Galle and  
another..... Defendants.

NOTICE is hereby given that on Saturday, November 24, 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 defendants in the following property, viz. :—

1. The allotment of land called Dandahenekanda, together with the buildings standing thereon, in extent 1 acre 2 roods 27 perches, situated at Walpita in Gangaboda pattu of Galle; bounded on the east by land claimed by Pallege Don Luwis de Silva and others,

south-east by land in plan No. 88,329, south-west by reservation for a road, north-west by lands in plans Nos. 87,436 and 87,435.

2. The field called Adderayadolapahalalanda, in extent 2 roods 14 perches, situated at Walpita aforesaid; bounded on the north by a road, east by land in plan No. 102,715, south by a water-course, west by a path.

3. An undivided  $\frac{1}{4}$  part of the land called Wawuluduwewatta, in extent 1 acre 3 roods 24 perches, situated at Walpita aforesaid; bounded on the north and north-east by Galgahawaturawa and Wawuluduwa-adderaetakumbura, east and south by lands in plans Nos. 87,442 and 87,436, west by Gorsigewaturawa and Gunagal-gahawaturawa.

Writ amount Rs. 330.35, with legal interest thereon from June 13, 1928, and costs of suit Rs. 48.92.

Fiscal's Office, E. F. EDRISINGHE,  
Galle, October 30, 1928. Deputy Fiscal.

In the Additional Court of Requests of Matara. 33/

Saibu Lebbe Marikar Mohammadu Junaio of Dik-  
wella ..... Plaintiff.  
No. 10,865. Vs.

Don Andris Atapattu of Nakulugamuwa... Defendant.

NOTICE is hereby given that on Saturday, December 1, 1928, 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 for the recovery of a sum of Rs. 597.81 :—

1. An undivided  $\frac{1}{2}$  part of the soil and plantations, together with an undivided  $\frac{1}{2}$  part of the building thereon, of the land called Joolgahawatta, situated at Kemagoda in Dodampahala in the Wellaboda pattu of the Matara District, Southern Province; and bounded on the north by Wewottegewatta, east by Wewalaruppa, south by Kankanagedarawatta, and on the west by Angahayaya; and containing in extent about 4 acres.

2. An undivided  $\frac{1}{4}$  part of Wewalaruppa, situated at Kemagoda aforesaid; and bounded on the north by Wewothtegewatta, east by Bulugahakoratuwa, south by Kankanagedarawatta, and on the west by Joolgahawatta; and containing in extent about 2 acres.

3. An undivided  $\frac{1}{2}$  part of the land called Wera-godella, situated at Kemagoda aforesaid; and bounded on the north by high road, east by Kalapu-ela, south by Agovidanepadinchiwatta, and on the west by the land belonging to the temple; and containing in extent about 2 acres.

Deputy Fiscal's Office, E. T. GOONEWARDENE,  
Matara, October 27, 1928. Deputy Fiscal.

**Northern Province.** 25 No 81

In the District Court of Kurunegala.

S. K. R. V. E. Athirappulipillai of Kurunegala... Plaintiff.  
No. 13,134. Vs.

(1) Chana Ena Nagalingam of Panadure, now of Karainagar West in Jaffna, (2) Kana Ampalavanar of Deeturain Thala, Otota korale... Defendants.

NOTICE is hereby given that on Tuesday, November 27, 1928, at 4.30 in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 1,084.60, with interest thereon at the rate of 9 per cent. per annum from June 6, 1928, till payment in full, poundage, and charges, viz. :—

A piece of land situated at Thankodai in Karaitivu West, Karaitive parish, Islands division of the Jaffna

District, Northern Province, called Erukkalamchaddy, containing or reputed to contain in extent 6 lachams varagu culture, with houses and spontaneous plants; bounded or reputed to be bounded on the east by property of Murugesu Kathiravelu, on the north by lane, on the west by property of Kanthyah Kanapathypillai, and on the south by property of Teivanai, wife of Veluppillai.

Fiscal's Office,  
Jaffna, October 30, 1928.

J. P. KANTHYAH,  
for Fiscal.

**Eastern Province.**

In the District Court of Colombo.

O. L. S. S. R. M. Ramasamy Chetty of Sea street,  
Colombo ..... Plaintiff.  
No. 24,466. Vs.

(1) K. V. Marcandan of New Chetty street, Colombo,  
presently of Batticaloa, (2) D. E. Weerasooria of  
Hulftsdorp, Colombo ..... Defendants.

NOTICE is hereby given that on Monday, November 26, 1928, commencing at 10 o'clock in the morning, will be sold by public auction at the spot the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 3,181.25, with interest thereon at 9 per cent. per annum from July 13, 1927, till payment in full, and costs, viz. :—

(1) An estate called Kadakaraikadu, situated at Tirukovil in Akkarai pattu, Batticaloa District, Eastern Province; and bounded on the north by land mentioned in plan No. 171,163, south by Peelimohathuvaram, Alaiyadivempukadu, and the Crown lands called Mulli-divodai, east by seashore, west by Thandiadiaru and land mentioned in plan No. 174,565; in extent 346 acres, and all its produce.

(2) A land lot called Kadakaraikadu, situated at Tirukovil in the aforesaid pattu; and bounded on the north by land called Kadakaraikadu belonging to R. H. S. Scott and W. R. Thatham and Peelimohathuvaram, south by the remaining portion of this called Kadakaraikadu, east by land reserved along the seashore, west by Mulli-adikalapu; in extent 154 acres, with all its produce.

Half share of the above lands are subject to the claim due on decree in case No. 21,227 of the District Court of Colombo in favour of A. J. Vander Poorten.

Fiscal's Office,  
Batticaloa, October 27, 1928.

S. TURAIYAPPAH,  
Deputy Fiscal.

**Province of Sabaragamuwa.**

In the District Court of Kurunegala.

William Boyagoda of Rambukkana, (6)  
Robert Dullewe Marapona, Leuke  
Mawana, (7) William Dullewe of  
Kegalla, (9) Dullewe Amunugama Kumarihamy  
of Ranwela, and others ..... Plaintiffs.

No. 10,654. Vs.

M. C. T. Archibald, Special Commissioner,  
Colombo ..... Defendant.

NOTICE is hereby given that on dates specified below, will be sold by public auction at the premises the right, title, and interest of the said 6th and 9th plaintiffs in the following properties, viz. :—

Sale on November 26, 1928 commencing at 12 noon.

(1) An undivided 2/9 share of the land called Elabodagamagawahena of 2 pelas of paddy sowing in extent, situated at Aludeniya in Tumpalata pattu east of Paranakuru korale, in the District of Kegalla; and bounded on the east and south by agala, west by kumbura, and north by agala.

(2) An undivided 2/9 shares of land called Wadigoda hena, now garden, and the adjoining land called Walawwe-aramba of 1 amunam and 2 pelas of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east by kumbura, south by live fence, and on the west and north by agala.

(3) An undivided 2/9 share of the land called Rakwalandewatta of 1 pela of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east by kumbura, south by ela, west by agala, and north by the limit of the surveyed Udaharakwalandewatta.

(4) An undivided 2/9 share of the land called Wagollewatta of 3 pelas of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east by the agala and the row of trees, south and west by oya, and north by agala.

(5) An undivided 2/9 share of the land called Hiththalawehena *alias* Banagegodahena of 2 amunams and 2 pelas of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east by oya, south by the village limit of Moligomuwa village, west by kumbura and Uggahadeniye-iura, north by oya.

(6) An undivided 2/9 share of the land called Elabodagamadeniya of 5 kurunies of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east, south, and north by iwura, and west by the village limit of Elabodagama village.

(7) An undivided 2/9 shares of the contiguous lands known as Muttettuliyadda, Alakolapelekumbura, Nayaliyaddekumbura, Pallewelakumbura, Thoraliyaddekumbura, Bamunupelekumbura, and Berawaullekumbura, of 3 amunams and 8 lahas of paddy sowing in extent, situated at Aludeniya aforesaid; and bounded on the east by the limitary dam of Uggahadeniya, south by the limitary dam of Unadeniya, west by Lintota-ela and Maha-ela, and north by oya.

Sale on November 26, 1928, at 4 P.M.

(8) The field called Wadugamakumbura of 5 pelas of paddy sowing in extent, situated at Ranwela in Mawata pattu of Paranakuru korale, in the District of Kegalla; and bounded on the east by the high road, south by oya, west by Wagollewatta, and north by the iwura and endaru fence.

(9) The land called Mahaowitewatta, together with the buildings standing thereon, of about 1 amunam of paddy sowing in extent, situated at Ranwela aforesaid; and bounded on the east by Batehena, south by Welandeniya, west by the boundary limit of the land claimed by Appuwahenaya, and north by the high road.

Sale on November 27, 1928, commencing at 9 A.M.

(10) An undivided 1/4 share of the land called Udahawatta of 2 pelas of paddy sowing in extent, situated at Marapona in Mawata pattu of Paranakuru korale; and bounded on the east by Hewapedigehitinawatta, south by Badalagewatta, west by Badalagewatta and Badalagekumbura, north by agala and galweta.

(11) An undivided 1/4 share of the field called Garidekumbura of 1 amunam and 1 pela of paddy sowing in extent, situated at Marapona aforesaid; and bounded on the north by Kiribaiyahitinawatta and Sendiyahitinawatta, east by the iwura and limitary dam of the field called Yakdehigekumbura, south by Asseddume-kumbura and Medilandewatta, and west by limitary dam of Helunumuwa.

For the recovery of the sum of Rs. 1,490.32 and poundage.

Deputy Fiscal's Office, S. DE SILVA,  
Kegalla, October 26, 1928. Additional Deputy Fiscal.

**NOTICES IN TESTAMENTARY ACTIONS.**

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Maha-Hunuge Amaris Fernando of Dompe in the Gangaboda pattu of Siyane korale, deceased. No. 4,075. Maha-Hunuge Elmanis Fernando of Dompe.. Petitioner.

- (1) Dompayalage Reisa Fernando, (2) Maha-Hunuge Thomas Fernando, (3) ditto Martin Fernando, (4) ditto Somapala Fernando, (5) ditto Mulin Fernando, (6) ditto Sumanasena Fernando, all of Dompe ..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on September 4, 1928, in the presence of Mr. J. Roland Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 31, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before October 4, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1928. J. W. R. ILANGAKOON, District Judge.

The date for showing cause is extended to November 8, 1928.

J. W. R. ILANGAKOON, District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Hiddadura Victoria Mendis of St. James' street, Mutwal, in Colombo, deceased. No. 4,099.

Hiddadura Edwin Bonaventure Mendis of St. James' street, Mutwal ..... Petitioner.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on September 13, 1928, in the presence of Mr. S. A. Jayasekera, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated September 12, 1928, and (2) of the attesting notary dated August 13, 1928, having been read:

It is ordered that the last will of Hiddadura Victoria Mendis, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons

interested shall, on or before October 18, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 13, 1928. J. W. R. ILANGAKOON, District Judge.

This *Order Nisi* is extended for November 8, 1928.

J. W. R. ILANGAKOON, District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction effects of Kariyapperuma Atukoralage Don Jacolis, late of Mabima in the Adikai pattu of Siyane korale, deceased. No. 4,123.

Henadira Appuhamillage Dona Magiyana Pema-wati Gunasekera Hamine of Mabima afore-said ..... Petitioner.

And

- (1) Chandrawati Duammastri Kariyapperuma, (2) Ubhaya Siriwardhane Kariyapperuma, (3) Ratnasara Kariyapperuma, (4) Chandradase Kariyapperuma, (5) Radmini Chandralata Kariyapperuma, (6) Henadira Appuhamillage Don Edmund Gunasekera, all of Bomiriva in the Palle pattu of Hewagam korale ..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on September 26, 1928, in the presence of Mr. D. A. J. Goonewardhane, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 21, 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 November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 26, 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. V. P. R. P. L. Muttiah Chettiar of No. 4,129. Negombo, deceased.

V. P. R. P. L., Casie Visvanathan Chettiar of Paganeri in Ramnad District, India ..... Petitioner.

And

- (1) Veerai alias Sittal Achy (2) V. P. R. P. L. Vellayappa Chettiar, (3) V. P. R. P. L. Karuppan Chettiar, all of Paganeri in Ramnad District, India ..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October

2, 1928, in the presence of Mr. J. H. R. Joseph, Proctor, on the part of the petitioner above named; and the affidavit of Ana Roona Kana Nana Arunasalam Chettiar of Sea street, Colombo, the duly appointed attorney of the petitioner above named, dated September 27, 1928, power of attorney dated October 11, 1928, and the order of the Supreme Court dated September 24, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,  
District Judge.

October 2, 1928.

208/1 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of Gintotaparangige Sedris Perera of Wellampitiya in the Ambatalenpahala of Alutkuru korale south, deceased.

Ratnayaka Kalparatchige Victoria Nona of Wellampitiya aforesaid . . . . . Petitioner.

And

(1) Gintotaparangige Nawaratne Perera and (2) Gintotaparangige William Perera, both of Wellampitiya aforesaid . . . . . Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 2, 1928, in the presence of Mr. Charles Dias, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 25, 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 November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,  
District Judge.

October 2, 1928.

208/1 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Weerahennedige Julie Sarah Fernando of Moratuwella in Moratuwa in the District of Colombo, deceased.

(1) Mututantri Patalagedige Sebastian Cooray, (2) Weerahennedige Thomas Francis Fernando, both of Moratuwella in Moratuwa . . . . . Petitioners.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 4, 1928, in the presence of Mr. Alfred V. Fernando, Proctor, on the part of the petitioner above named; and

the affidavits (1) of the said petitioners dated October 3, 1928, and (2) of the attesting notary also dated October 3, 1928, having been read:

It is ordered that the last will of Weerahennedige Julie Sarah Fernando, 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 petitioners are the executors named in the said will, and that they are entitled to have probate thereof issued to them accordingly, unless any person or persons interested shall, on or before November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,  
District Judge.

October 4, 1928.

208/1 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Matara Aratchige David de Silva of No. 4,150. Dematagoda, deceased.

Muhandiramge Johanna Silva of Peradeniya. Petitioner.

And

(1) Matara Aratchige Harriet de Silva, (2) D. M. Nanayakkara, both of No. 5112, Dematagoda, (3) Matara Aratchige Andrew Francis de Silva of Kandy, (4) Matara Aratchige Annie de Silva, (5) Matara Aratchige Lilian Maud de Silva, both of Peradeniya . . . . . Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 11, 1928, in the presence of Mr. D. H. Jayasingha, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 8, 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 November 15, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,  
District Judge.

October 11, 1928.

208/1 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kannangara Atchige Sesanona of No. 4,151. Pelanwatta, deceased.

Elwitigalage Don Marathelis Darmawardene, Native Doctor, of Pelanwatta . . . . . Petitioner.

And

(1) Elwitigalage Don Aron, (2) ditto Don Davith, (3) ditto Don Jamis, (4) ditto Dona Duliana Hamy, (5) ditto Don Eudoris, (6) ditto Dona Ciciliana Hamy, (7) ditto Dona Yaso Hamy, (8) ditto Don Themis . . . . . Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on

October 11, 1928, in the presence of Mr. D. H. Jayasingha, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 27, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widow 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 November 15, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 11, 1928. J. W. R. ILANGAKOON,  
District Judge.

In the District Court of Colombo.

Order Nisi. 27 No 8/1

Testamentary In the Matter of the Intestate Estate of Kalutarage Maria Fernando of Pamankada road, Wellawatta, deceased. No. 4,155.

Kalutarage Andiris Fernando of No. 125, Pamankada road, Wellawatta ..... Petitioner.

And

(1) Kalutarage Engaltina Fernando, (2) Gallagey Seemon Pieris, both of Pamankada road Wellawatta ..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 12, 1928, in the presence of Mr. D. E. Weerasooria, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 11, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 22, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 12, 1928. J. W. R. ILANGAKOON,  
District Judge.

In the District Court of Colombo.

Order Nisi. 30 No 8/1

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Frank Walker, late of No. 4,167. New Cross, Kollupitiya, in Colombo, deceased.

Donald McGeachy of Kinross avenue in Bambalapatiya, Colombo ..... Petitioner.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 22, 1928, in the presence of Messrs. van Cuylenburg & de Witt, Proctors, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated October 17, 1928, (2) of the attesting notary also dated October 17, 1928, (3) of Edith Elaine Walker, the widow of the above-named deceased, dated June 7, 1928, and (4) the order of the Supreme Court dated September 24, 1928, having been read:

It is ordered that the last will of Frank Walker, 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 one of the executors 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 November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 22, 1928. J. W. R. ILANGAKOON,  
District Judge.

In the District Court of Colombo. 31 No

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament and Codicil of Emily Borton, late of the Long Close Farnham Royal, in the County of Buckingham, spinster, deceased. No. 4,171.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 25, 1928, in the presence of Mr. Geoffrey Thomas Hale of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated October 19, 1928, exemplification of probate of the last will and testament and codicil of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated October 12, 1928, having been read: It is ordered that the will of the said deceased dated May 27, 1926, and a codicil thereto dated November 7, 1926, of which an exemplification 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 executors named in the said will, and that he is entitled to have letters of administration, with a copy of the said last will and testament and codicil annexed, issued to him accordingly, unless any person or persons interested shall, on or before November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 25, 1928. J. W. R. ILANGAKOON,  
District Judge.

In the District Court of Colombo. 20 No

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Charles Henry Dep of Veyangoda, deceased. No. 4,175.

William Alfred Dep of Veyangoda ..... Petitioner.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 27, 1928, in the presence of Mr. N. Saravanamuttu, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 26, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to his estate issued to him, unless any person or persons interested shall, on or before November 15, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 27, 1928. J. W. R. ILANGAKOON,  
District Judge.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Palliyage Ambo Appu Silva of No. 2,608. Mahahunupitiya, deceased.

THIS matter coming on for disposal before G. Furse Roberts, Esq., District Judge of Negombo, on October 20, 1928, in the presence of Mr. E. H. de Zoysa, Proctor, on the part of the petitioner, Migelheige George de Silva of Mahahunupitiya, and the affidavit of the said petitioner dated October 13, 1928, having been read :

It is ordered that the said petitioner be and he is hereby declared entitled, as the son-in-law of the said deceased, to administer the estate of the deceased, and that letters of administration do issue to him, unless the respondents—(1) Palliyage Bee Nona de Silva and (2) ditto Podinona de Silva, both of Mahahunupitiya—or any other persons interested shall, on or before November 12, 1928, show sufficient cause to the satisfaction of this court to the contrary.

G. FURSE ROBERTS,  
District Judge.

October 20, 1928.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Hettiaratchige Don Thomas Appuhamy of Ambalayaya, deceased.

THIS matter coming on for disposal before G. Furse Roberts, Esq., District Judge of Negombo, on October 23, 1928, in the presence of Mr. J. P. C. Oldera, Proctor, on the part of the petitioner Hettiaratchige Don Blasuis Appuhamy of Ambalayaya, and the affidavit of the said petitioner dated October 22, 1928, having been read : It is ordered that the said petitioner be and he is hereby declared entitled, as a half brother of the said deceased, to administer the estate of the deceased and that letters of administration do issue to him accordingly, unless the respondents—(1) Hettiaratchige Rosaline, (2) ditto Seebert, (3) ditto Francis, (4) Setunga Mudalige Jortinahamy, all of Ambalayaya—or any other person or persons interested shall, on or before November 12, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 4th respondent be and he is hereby appointed guardian *ad litem* over the minor 3rd respondent for the purpose of this testamentary action unless sufficient cause be shown to the contrary on or before the date mentioned above.

And it is further ordered that the 4th respondent do produce the said minor before this court on November 12, 1928, in connection with this case.

G. FURSE ROBERTS,  
District Judge.

October 23, 1928.

In the District Court of Kandy.

Testamentary Jurisdiction. In the Matter of the Estate of the late Packeer Mohammado Lebbe Mohammado Yooosool Lebbe of 622, Getambe, Kandy, deceased.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge, Kandy, on August 6, 1928, in the presence of Mr. M. Ameen, Proctor, on the part of the petitioner, Saibo Tamby

Seyadu Pathumma, also of 622, Getambe, Kandy; and the affidavit of the said petitioner dated July 23, 1928, having been read :

It is ordered that the petitioner, as the widow of the deceased, be and she is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to her, unless the respondents—(1) Cassim Lebbe Mohammado Ameen, of Kandy, (2) Sitty Hafeela, (3) Sitty Hussaima, both of Getambe; the 2nd and 3rd minor respondents by their guardian *ad litem* the 1st respondent above named—shall, on or before September 24, 1928, show sufficient cause to the satisfaction of this court to the contrary.

P. E. PIERIS,  
District Judge.

August 6, 1928.

Date for showing cause extended and reissued for October 15, 1928.

P. E. PIERIS,  
District Judge.

September 24, 1928.

Date for showing cause extended and reissued for November 5, 1928.

W. E. BARBER,  
District Judge.

October 10, 1928.

In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Stella Theodora Pereira No. 4,651. of Kadugannawa, deceased.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on October 8, 1928, in the presence of Mr. M. J. Taylor, Proctor, on the part of the petitioner, Fidelis Vincent Pereira of Elkaduwa, Matale; and the affidavit of the said petitioner dated August 29, 1928, having been read :

It is ordered that the petitioner, as the husband of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents—(1) Irene Stella Pereira, (2) Melville Llewellyn Lucas Pereira, (3) Roy Leslie Vincent Pereira, (4) Hugh Walwin Pereira, (5) Shelton Clement Pereira, (7) Myrtle Rita Mary Pereira, and (8) Francis Bertram Pereira, all of Elkaduwa; the 3rd, 4th, 5th, 6th, 7th, and 8th by their duly appointed guardian *ad litem* the 2nd respondent—shall, on or before November 19, 1928, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,  
District Judge.

October 8, 1928.

In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Appuhamy Aratchilagedera *alias* Ranasinghe Mudiyansele Punched Banda Ranasinghe, deceased, of Idampitiya.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on October 10, 1928, in the presence of Mr. P. B. Ranaraja, Proctor,

on the part of the petitioner, Appuhamy Aratchillage *alias* Ranasinghe Mudiyansele Ukku Banda Ranasinghe; and the affidavit of the said petitioner dated October 10, 1928, having been read:

It is ordered that the petitioner, as a brother of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased, unless the respondents—(1) Saranapala Unnanse of Asgiriya Vihara, Kandy, (2) Appuhamy Aratchillage *alias* Ranasinghe Mudiyansele Appuhamy Ranasinghe of Idampitiya—shall, on or before November 22, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 10, 1928.

W. E. BARBER,  
District Judge.

In the District Court of Matara.

Testamentary In the Matter of the Joint Last Will and Jurisdiction. Testament of Don Samel Weeraratne of Dodampahala, deceased, and his wife, Kokuhenedige Leisihamy, presently living at Dodampahala.

(1) James Eramanis Weeraratne of Dodampahala, (2) Don Owis Weeraratna of ditto ..... Executors, Petitioners.

Vs.

(1) Kokuhenedige Leisihamy of Dodampahala, (2) Dona Francina Weeraratne, wife of Wijeweera Gunaratne Mahavidana, (3) Charles de Silva both of Dodampahala, (4) Janenona Weeraratne, wife of (5) Kalkatti Patibandige Sinno de Silva of Dodampahala, (6) Henry William Weeraratne, presently of Peradeniya, (7) Wijeweera Gunaratne Mahavidana Muhandirange Mango Nona by her guardian *ad litem* the 3rd respondent, (8) Yaddehige Podinona, wife of (9) R. C. Ratnaweera, both of Dodampahala, (10) the Principal, Mahinda College, Galle ..... Respondents.

THIS matter coming on for disposal before M. Prasad, Esq., District Judge of Matara, on July 27, 1928, in the presence of Mr. W. Gunasekera, Proctor, on the part of the petitioner; and (a) the affidavit of the said petitioner dated July 25, 1928, (b) affidavit of a subscribing witness dated July 23, 1928, together with last will No. 13,122 of July 1, 1923, having been read: It is ordered that the will of Don Samel Weeraratne, deceased, dated July 1, 1923, and now deposited in this court, be and the same is hereby declared proved, unless the respondents shall on or before October 12, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said James Eramanis Weeraratne and Don Owis Weeraratne are the executors named in the said will, and that they are entitled to have probate of the same issued to them accordingly, unless the respondents above named shall on or before October 12, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 3rd respondent, Wijeweera Gunaratne Mahavidana, Muhandirange Charles de Silva, be and he is hereby appointed guardian *ad litem* over the minor 7th respondent, unless sufficient cause be shown to the contrary on October 12, 1928.

It is also ordered that the said minor 7th respondent be produced before this court on October 12, 1928.

July 27, 1928.

M. PRASAD,  
District Judge.

Extended for December 10, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Achechikuddy, wife of Suppar Ponnampalam of Chuthumalai, deceased.

No. 6,740. No. 6,740. Petitioner.

Vs.

(1) Ponnampalam Mayilvaganam, (2) Kanna-kaippillai, daughter of Ponnampalam, and (3) Periyatampy Appapillai, all of Chuthumalai; the 1st and 2nd respondents are minors and appear by their guardian *ad litem* the 3rd respondent ..... Respondents.

THIS matter of the petition of Suppar Ponnampalam of Chuthumalai, the above-named petitioner, praying for letters of administration to the estate of the above-named deceased Achechikuddy, wife of Suppar Ponnampalam, coming on for disposal before James Joseph, Esq., Additional District Judge, on June 21, 1928, in the presence of Mr. P. K. Somasundaram, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated April 4, 1928, having been read: It is declared that the petitioner is the lawful husband 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 July 19, 1928, show sufficient cause to the satisfaction of this court to the contrary.

July, 1928.

J. JOSEPH,  
District Judge.

Time to show cause extended till August 23, 1928.

J. JOSEPH,  
District Judge.

Time to show cause extended till November 8, 1928.

J. JOSEPH,  
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mootapillai Sithamparapillai of Karavetty East, deceased.

No. 6,845. No. 6,845. Sithamparapillai Vallippram of Karavetty East ..... Petitioner.

Vs.

(1) Chinnatambiar Akathirgamar of Karavetty East, (2) his wife, Pattiny of ditto, (3) Valliapper Kanapathipillai of ditto, and (4) his wife, Nagattai of ditto, (5) Sithamparapillai Veluppillai of ditto, minor, by his guardian *ad litem* (6) Chinnatambiar Veluppillai of ditto ..... Respondents.

THIS matter of the petition of the petitioner, praying that the above-named 6th respondent be appointed guardian *ad litem* over the minor, the 5th respondent, and that letters of administration to the estate of the above-named deceased be issued to the petitioner, coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on July 21, 1928, in the presence

of Mr. K. Kanakasabai, Proctor, for petitioner; and the affidavit of the petitioner dated June 19, 1928, having been read: It is ordered that the above-named 6th respondent be appointed guardian *ad litem* over the minor, the 5th respondent, for the purpose of representing him in this case, and that the petitioner be declared entitled to take out letters of administration to the estate of the above-named deceased as one of the heirs, unless the above-named respondents shall appear before this court on October 9, 1928, and show sufficient cause to the satisfaction of this court to the contrary.

September 21, 1928. J. C. W. Rock, District Judge.

Time to show cause extended to November 8, 1928.

J. JOSEPH, Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Packialledchumy, wife of Rasingar Visuvalingam of Alaveddy, No. 6,904. Jaffna, late of Tambin in Federated Malay States, deceased.

Arumugam Ramanathan of Alaveddy . . . . . Petitioner.

Vs.

(1) Kannammah *alias* Kamalampikai, daughter of Rasingar Visuvalingam, (2) Visuvalingam Siva-pragasam, (3) Olakampikai, daughter of R. Visuvalingam, (4) Rasingar Visuvalingam, all of Tambin, Federated Malay States . . . . . Respondents.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on October 2, 1928, in the presence of Mr. S. Ilayatambi, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated September 26, 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, for the purpose of representing them in this case and of protecting their interests, and that the petitioner be declared entitled to administer the said estate as her uncle; and that letters of administration be issued to him accordingly, unless the above-named respondents or any others shall appear before this court on November 6, 1928, and show sufficient cause to the satisfaction of this court to the contrary.

October 17, 1928.

JAMES JOSEPH, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Appadurai Sabaratnam of Thanakerakurichy, deceased. No. 6,902.

Appadurai Elyyatambiy of Thanakerakurichy. Petitioner.

(1) Canagaratnam Chelvadurai of ditto; (2) Velupillai Swaminather of ditto . . . . . Respondents.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge, on October 2, 1928, in the

presence of Mr. K. Muttukumaru, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner dated September 30, 1928, having been read:

It is ordered that the petitioner is the sole heir of the deceased and is entitled to have letters of administration issued to him accordingly, unless the respondents or any others on their behalf shall, on or before November 6, 1928, show cause to the satisfaction of this court to the contrary.

October 18, 1928.

J. C. W. Rock, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of Than- Jurisdiction. gammah, wife of Nannitamby Rasiah of Kokkuvil, late of Kuala Lumpur, deceased. No. 6,912.

Chellammah, widow of Seeny of Kokkuvil . . Petitioner.

Annappillai, widow of Muthu of Kokkuvil . . Respondent.

THIS matter of the petition of Chellammah, widow of Seeny of Kokkuvil, the petitioner, praying for letters of administration to the estate of the above-named deceased, Thangammah, wife of Nannitamby Rasiah of Kokkuvil, coming on for disposal before J. C. W. Rock, Esq., District Judge, on October 9, 1928, in the presence of Mr. P. K. Somasundram, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 8, 1928, having been read: It is declared that the petitioner is the sole heir and mother of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondent or any other person shall, on or before November 13, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 17, 1928.

JAMES JOSEPH, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sornam, wife of M. S. Nayeken of Naval, deceased. No. 6,914.

M. S. Nayeken of Naval . . . . . Petitioner.

Vs.

(1) Mailvaganam Somasundram and wife (2) Nesianantham of Naval . . . . . 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 J. C. W. Rock, Esq., District Judge, on October 10, 1928, in the presence of Mr. E. Murugesampillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 10, 1928, having been read: It is declared that the petitioner is the lawful husband 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 November 8, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 16, 1928.

J. C. W. ROCK,  
District Judge.

In the District Court of Chilaw.

Order Absolute.

Testamentary In the Matter of the Last Will and Proceedings. Testament of Bianca Millicent Martin nee Sansoni of The Manor, Chilaw, deceased.

Nathaniel John Martin of The Manor, Chilaw. Petitioner.

THIS matter coming on for final determination before M. A. Arulanandan, Esq., District Judge of Chilaw, on October 12, 1928, in the presence of Mr. R. E. Austin, Proctor, on the part of the petitioner; and the affidavits of the petitioner and of the attesting notary and one of the subscribing witnesses, having been read:

It is ordered that the will of Bianca Millicent Martin nee Sansoni, deceased, dated December 16, 1918, and now deposited in this court be and the same is hereby declared proved.

It is further declared that the said petitioner is the sole heir and executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly.

October 12, 1928.

M. A. ARULANANDAN,  
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. effects of the late Kurukulasuriya Aluth Muhandirange Marthinu Fernando of Dikwela, deceased.

Kurukulasuriya Aluth Muhandirange Pransinahamy of Dikwela. Petitioner.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on October 10, 1928, in the presence of Mr. A. S. Goonasekera Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 10, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as daughter of the above named deceased, to have letters of administration to his estate issued to her, unless any other person or persons interested shall, on or before November 9, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October, 10, 1928.

M. A. ARULANANDAN,  
District Judge.

In the District Court of Avissawella.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of Ranasinghage Pieris Appuhamy of Kahatapitiya in the Uduyaha pattu of Hewagam korale, deceased.

Ranasinghage Simeon Singho of Kahatapitiya. Petitioner.

Vs.

(1) Nanayakkaramage Hamu Nona, (2) Ranasinghage Cornelis, both of Kahatapitiya, (3) Ranasinghage Veranona and her husband, (4) Dangallage Ansingho, both of Palugama in the Gangaboda pattu of Siyane korale. Respondents.

THIS matter coming on for disposal before A. G. Ranasinha, Esq., District Judge of Avissawella, on October 13, 1928, in the presence of Mr. H. R. Gunaawardane, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 9, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 15, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 13, 1928.

A. G. RANASINHA,  
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. of Peramunerallage Appuhamy of No. 1,308. Kehelpannala, deceased.

Peramunerallage Kiri Banda of Kehelpannala. Petitioner.

Vs.

(1) Peramunerallage Dingiri Menika, (2) ditto Punchi Banda, (3) ditto Dingiri Banda, (4) ditto Dingiri Amma, 2nd, 3rd, and 4th being minors by their guardian *ad litem* the 5th respondent, (5) Matalagedera Punchi Menika, all of Kehelpannala. Respondents.

THIS matter coming on for disposal before S. D. Dhondy, Esq., District Judge, Kegalla, on October 16, 1928, in the presence of Mr. J. T. M. Swan, Proctor, on the part of the petitioner; and his affidavit and petition dated October 15 and 16, 1928, respectively, having been read:

It is ordered and declared that the 5th respondent above named, as the mother of the 2nd, 3rd, and 4th minor respondents above named, is a fit and proper person to be appointed their guardian *ad litem*, and that such appointment will be made accordingly, and that the petitioner above named, as the eldest son of the deceased aforesaid, is entitled to have letters of administration issued to him and that such letters will be issued to him accordingly, unless the respondents above named or any other person or persons interested in the matter shall, on November 27, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 16, 1928.

S. D. DHONDY,  
District Judge.