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PART II.—LEGAL.

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

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COLOMBO :

H. ROSS COTTLE, GOVERNMENT PRINTER, CEYLON.

DRAFT ORDINANCE.

F 772/28

MINUTE.

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

II. 895.

An Ordinance further to amend the Stamp Ordinance, 1909.

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 Stamp Second Amendment Ordinance, 1928.

Amendment of item 22 of Part I. of Schedule B of the principal Ordinance.

2 Item 22 of Part I of Schedule B of the principal Ordinance is hereby amended by the insertion of the following paragraph immediately after paragraph (d1) thereof :—

(d2) Conveyance or transfer of shares executed by a trustee in favour of the person beneficially entitled or of another trustee, and bearing an endorsement signed by the transferor and the transferee to the effect that the transferor is a trustee and is conveying or transferring the shares without consideration or for a nominal consideration to the person beneficially entitled thereto or to another trustee, as the case may be . . . 10 0

By His Excellency's command,

Colonial Secretary's Office,
Colombo, November 7, 1928.

A. G. M. FLETCHER,
Colonial Secretary.

Objects and Reasons.

SECTION 22 of the Joint Stock Companies Ordinance, 1861, provides *inter alia* that no notice of any trust, express, implied or constructive, shall be entered on the register of a company.

2. It not infrequently happens in practice that a person receives by way of conveyance or transfer shares which he holds in trust for another, although the beneficiary's name or interest cannot be entered on the company's register.

3. The object of this amendment is to enable such a trustee to convey or transfer the shares to the beneficiary or to another trustee on payment of a stamp duty of Rs. 10, provided that the document of conveyance or transfer bears the requisite endorsement. As such conveyances or transfers by a trustee are executed either without consideration or for a purely nominal consideration, it is felt that it will be inequitable to insist on the payment of stamp duty assessed on an *ad valorem* basis.

4. Similar transfers executed in England are subject to a nominal stamp duty of ten shillings; and in future the local practice will be uniform with that obtaining in England in similar matters.

Attorney-General's Chambers,
Colombo, September 26, 1928.

M. T. AKBAR,
Acting Attorney-General.

DISTRICT AND MINOR COURTS NOTICE.

IT is hereby notified that in terms of section 98 of Ordinance No. 9 of 1924, the temporary building erected on the land called Pelawatta, situated at Veragoda in the Wellaboda pattu of the Galle District, Southern Province, has been set apart as a court-house by the Village Committee of the subdivision of Veragoda, proclaimed under the Village Communities Ordinances, 1871, 1889, and 1924, and later subdivided into villages or groups of villages as set forth in the schedule to the Proclamation dated March 30, 1925, and published in *Government Gazette* No. 7,454 of April 3, 1925, and that the said building is the court-house of the Village Tribunal of the said subdivision.

The Kachcheri,
Galle, November 19, 1928.

L. W. C. SCHRADER,
Government Agent.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,788. In the matter of the insolvency of Sivakolandu Thyagaraja of Austin place, Borella.

WHEREAS Sivakolandu Thyagaraja having been adjudged an insolvent of this court under the Ordinance No. 7 of 1853 : Notice is hereby given that two public sittings of the court, to wit, on January 15, 1929, and on January 29, 1929, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, November 19, 1928. for Secretary.

In the District Court of Colombo. 10/12/28

Insolvency Jurisdiction. In the matter of the insolvency of Mohamed Mohamed Sams Deane of Old Urugodawatta, Colombo, insolvent. No. 3,876.

NOTICE is hereby given that November 23, 1928, is specially fixed for sittings for the appointment of an assignee in the above case.

By order of court, P. DE KRETZER,
Colombo, October 30, 1928. Secretary.

In the District Court of Colombo.

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

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, A. E. PERERA,
Colombo, November 15, 1928. for Secretary.

In the District Court of Colombo.

No. 3,959. In the matter of the insolvency of K. M. Assanar Tamby of 38, Dam street, Colombo.

WHEREAS K. M. Assanar Tamby has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. M. Sarai Deen of

Old Moor street, Colombo, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said K. M. Assanar Tamby insolvent accordingly ; and that two public sittings of the court, to wit, on December 18, 1928, and on January 15, 1929, 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, November 19, 1928. Secretary.

In the District Court of Colombo

No. 3,960. In the matter of the insolvency of Nadaraja Thambyah of 19, Eli House, Mutwal.

WHEREAS N. Thambyah has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by F. F. Krishnapillai of Barber street, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said N. Thambyah insolvent accordingly ; and that two public sittings of the court, to wit, on January 15, 1929, and on January 29, 1929, 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, November 19, 1928. Secretary.

In the District Court of Colombo.

No. 3,961. In the matter of the insolvency of P. A. K. Kunji Ali, P. A. K. Abduraheman, K. Uduman Mohamadu, who carried on business under the name, style, and firm of P. A. Ali & Co. at 328, 331, and 333, Galle road, Wellawatta.

WHEREAS P. A. K. Kunji Ali, P. A. K. Abduraheman, and K. Uduman Mohamadu have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by K. Koiya Bapu of Wellawatta, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said P. A. K. Kunji Ali, P. A. K. Abduraheman, and K. Uduman Mohamadu, insolvents accordingly ; and

that two public sittings of the court, to wit, on January 15, 1929, and on January 29, 1929, will take place for the said insolvents to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, November 20, 1928. for Secretary.

In the District Court of Negombo.

No. 195/I. In the matter of the insolvency of C. Yogaratnam of Negombo.

NOTICE is hereby given that the petition and affidavit filed by the petitioning creditor in the above case have been withdrawn.

By order of court, C. EMMANUEL,
Negombo, November 15, 1928. Secretary.

In the District Court of Negombo.

No. 198/I. In the matter of the insolvency of N. K. S. Salawath Mohamed of Kochchikade in Negombo.

NOTICE is hereby given that a sitting of this court in the above matter will take place on December 10, 1928.

By order of court, C. CANAPATHIPILLAI,
Negombo, November 15, 1928. Secretary.

In the District Court of Kalutara.

No. 225. In the matter of the insolvency of Merennage Edmund Hendrick Salgado of Panadure.

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 6, 1928, to consider the grant of certificate.

By order of court, W. A. GOONESEKERE,
Kalutara, November 17, 1928. Secretary.

In the District Court of Galle.

No. 594. In the matter of the insolvency of Kahingala Alvu Singho of Hikkaduwa.

WHEREAS Kahingala Alvu Singho has filed a declaration of insolvency, and a petition for the sequestration of his estate under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Kahingala Alvu Singho insolvent accordingly; and that two public sittings of the court, to wit, on November 30, 1928, and on December 14, 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, C. W. GOONEWARDENE,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

(1) Hellessage Gilbert Perera, (2) Charles Gilbert Perera, (3) Muriel Grace Perera, all of Lindula Plaintiffs.

No. 22,476. Vs.

Charles Arthur Rodrigo, Proctor, of Dehiwala in Palle pattu of Salpiti korale Defendant.

NOTICE is hereby given that on Friday, December 21, 1928, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 8,700, with legal interest on Rs. 8,250 from January 31, 1927, up to date of decree, November 28, 1927, and thereafter on the whole amount adjudged till payment in full at 9 per cent. per annum, and further rent at Rs. 750 per quarter from November 6, 1926, till payment in full, and costs of suit Rs. 408.85, viz. :—

The lot marked 1A of the land called Nugagahawatta, situated at Galkissa in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by land claimed by Walgampolage Nadona Perera, east by the high road from Colombo to Galle, south by lot 1B, and on the west by lot 2A; containing in extent 17 86/100 perches, subject to mortgage bond No. 2,459, dated February 8, 1926 attested by A. M. Rupasinghe, Notary Public, for the sum of Rs. 1,500.

Fiscal's Office,
Colombo, November 21, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

Kadugannawa Wimaladhaja of 52 in Gal-kapanawatta, Grandpass, Colombo Plaintiff.

No. 27,999. Vs.

Bomirage Alwis Perera of 59, Armour street, Colombo Defendant.

NOTICE is hereby given that on Wednesday, December 19, 1928, at 3 P.M., will be sold by public auction at 59, Armour street, the following movable property mortgaged with the plaintiff by bond No. 529 dated August 25, 1927, attested by C. Vethecan of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated November 6, 1928, for the recovery of the sum of Rs. 350, with further interest thereon at 20 per cent. per annum from August 25, 1927, till the date of the decree, July 4, 1928, and thereafter on the aggregate amount with interest thereon at 9 per cent. per annum till payment in full, and costs of suit Rs. 130.15, viz. :—

- 2 printing presses
- 1 royal half plating printing machine.
- 2 iron stands
- 4 cases for types and all other printing accessories now lying at or hereafter to be brought into the aforesaid premises.

Fiscal's Office,
Colombo, November 21, 1928.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. 25/11/28

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, Colombo Defendant.

NOTICE is hereby given that on Saturday, December 22, 1928, at 10 A.M., will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 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, viz. :—

All that house and ground bearing assessment No. 26, situated at St. Sebastian, within the Municipality and District of Colombo, Western Province; and bounded on the north by the house of Mrs. Van Muller, on the east and south by the garden and house of Mr. Vandort, and on the west by road leading to St. Sebastian street; containing in extent 13 77/100 perches and registered in A 179/267.

Fiscal's Office, Colombo, November 21, 1928. R. O. DE SARAM, Deputy Fiscal.

In the District Court of Colombo.

Ismail Aboobucker of 12, Keyzer street, Colombo Plaintiff.

No. 30,575. Vs. 36/5/2

(1) Pulanthariparambil Idroos (Kutty Abdul Rahman), (2) Pulanthariparambil Idroos (Kutty Ali), and (3) Koluperammal Uduman Mohamed, all of Galle road, Wellawatta, Colombo Defendants.

NOTICE is hereby given that on Friday, December 21, 1928, will be sold by public auction at the under-mentioned premises the following movable property mortgaged with the plaintiff by bond No. 1,702 dated May 25, 1928, and attested by C. Sevaprakasam of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated November 6, 1928, for the recovery of the sum of Rs. 2,411.98, with interest thereon at 9 per cent. per annum from November 5, 1928, till payment in full, and costs of suit, viz. :—

All and singular the goods, cloths, stock-in-trade, furniture, fittings, sewing machines, effects, and things lying at premises Nos. 328, 331, and 333, Galle road, Wellawatta, in Colombo, viz. :—

At 328, Wellawatta, at 9.30 A.M.

In *Almirah* No. 1.

- 3 pieces of Cannanore about 33 yards
- 42 pieces tricoline about 530 yards
- 26 pieces chintz about 240 yards
- 5 pieces cotton voile 50 yards
- 19 pieces double tomax about 116 yards
- 6 pieces cremonia about 40 yards
- 3 boxes 24 handkerchiefs
- 5 pieces cloth about 25 yards
- 6 pieces crepe about 112 yards
- 1 woollen shawl
- 3 pieces flannel about 15 yards
- 7 pieces chintz about 34 yards
- 2 pieces crepe about 20 yards

In No. 2 *Almirah*.

- 16 pieces twill cloth about 64 yards
- 9 pieces cotton Fuji about 56 yards
- 3 pieces stockinette about 28 yards
- 7 pieces silk voile about 34 yards
- 3 pieces Indian silk about 11 yards
- 5 pieces German silk about 25 yards
- 5 pieces cotton brilliants about 35 yards
- 4 pieces casement about 27 yards
- 2 pieces border cloth about 10 yards
- 1 piece organdy about 8 yards
- 4 pieces cotton voile about 23 yards
- 8 pieces muslim about 25 yards
- 7 pieces flowered crepe about 56 yards
- 4 pieces tussore about 13 yards
- 4 pieces tweed Cannanore about 23 yards
- 3 pieces English drill about 26 yards
- 13 boxes gauze banians
- 6 boxes socks
- 1 sela

In No. 3 *Almirah*.

- 51 camboys
- 7 Palayakat camboys
- 32 Palayakat sarongs
- 100 large and small sarongs
- 51 small sarongs
- 2 silk sarongs
- 25 white waities
- 5 blankets
- 36 napkins
- 5 towels
- 14 coloured handkerchiefs
- 62 shirts
- 81 pairs socks
- 4 mufflers
- 9 pieces white cloth about 60 yards
- 24 cloth belts
- 6 waities
- 1 piece turkey cloth about 18 yards
- 35 small handkerchiefs
- 3 towels
- 5 pieces tricoline, 12 yards
- 1 purse
- 3 silk sarongs
- 48 pairs socks
- 15 cards laces
- 7 tin whistles
- 5 shirts
- 6 pillow cases.

In No. 1 *Show Case*.

- 120 toys
- 8 balls thread
- 6 imitation bead chains
- 11 chains
- 6 powder puffs
- 12 tie pins
- 5 knives
- 46 cards buttons
- 2 cards saree pins
- 61 imitation rings
- 22 combs
- 5 pass books
- 12 cigarette cases
- 3 small bells
- 4 wristles
- 4 pairs garters
- 3 purses
- 3 bundles elastic
- 38 cakes soap
- 7 powder boxes
- 7 scent phials
- 4 pairs children's shoes
- 70 pens and pencils

Goods lying Outside.

- 1 woollen shawl
- 1 footruler
- 1 small bench
- 1 pair scissors
- 1 bentwood chair
- 1 jak counter
- 4 jak glass almirahs
- 1 rack
- 2 showcases
- 1 teakwood round counter
- 4 teakwood small glass almirahs
- 2 chairs
- 4 trunks
- 1 petrolmax lamp
- 1 wall lamp

At 11 A.M.

At 331 and 333, Wellawatta.

- 1 glass almirah
- 1 wall clock
- 1 damaged gramophone
- 1 commonwood counter
- 47 shirts
- 4 boxes thread
- 2 bundles collars
- 15 cards buttons
- 12 gramophone records
- 1 foot sewing machine No. Y1314965
- 1 foot sewing machine No. Y1319192
- 1 glass almirah
- 1 common wood counter
- 2 hanging lamps
- 125 shirts
- 32 cards buttons
- 77 collars

Fiscal's Office, R. O. DE SARAM,
Colombo, November 21, 1928. Deputy Fiscal.

In the District Court of Negombo.

M. Don Charles Karunaratne of Udangawa.... Plaintiff.

No. 1,424. Vs.

- (1) R. M. M. M. Nalliah of Kochchikade, (2) Uswattalianage Wisenthi Perera of Harakgalagama, (3) Lucia Fernando of Harakgalagama, (4) Madalena Fernando of Atgala, (5) Uswattalianage Anathasiya Perera of ditto, (6) ditto Rogus Perera of ditto, (7) ditto Eskolostika Perera of ditto..... Defendants.

NOTICE is hereby given that on Saturday, December 15, 1928, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd to 7th defendants and plaintiff in the following property, viz :—

(1) An undivided $\frac{1}{2}$ share of the southern $\frac{1}{2}$ share of the land called Penawellagahawatta and the buildings standing thereon, situated at Koswatta in Dunagaha pattu of Alutkuru korale, in the District of Negombo, Western Province; and bounded on the north by the $\frac{3}{4}$ share of this land belonging to Don Salamon Saparamadu Appuhamy, east by land belonging to Don Salamon Saparamadu Appuhamy and others, south by land belonging to Maria Fernando Sawaripulle and others, and on the west by land belonging to Waranakulasuriya Domiciano Fernando; containing in extent about 1 acre 2 roods and 27 perches or 1 acre 1 rood and 30 perches.

(2) An undivided $\frac{1}{2}$ share of the land called Anganwella and all other things belonging thereto, situated at Jambugaswadiya in Dunagaha pattu aforesaid; and bounded on the north and east by Mahaoya, south by

land belonging to the heirs of Kaitan Perera Peduru Pulle, Annavirala, and on the west by land of Susey Fernando, Ramanadan, Police Headman; containing in extent about 2 acres.

Amount to be levied Rs. 804.20.

Deputy Fiscal's Office, M. EDIRIWIRA,
Negombo, November 20, 1928. Deputy Fiscal.

In the District Court of Colombo.

Perera Gonasera & Co. of Colombo..... Plaintiffs.

No. 2,868. Vs.

B. J. Rodrigo of Pamunugama, presently at Dewalapolu, Negombo..... Defendant.

NOTICE is hereby given that on Saturday, December 22, 1928, commencing at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz :—

The land called Kongahawatta and all the buildings standing thereon, situated at Dewalapolu in Dasiya pattu of Alutkuru korale, in the District of Negombo, Western Province; and bounded on the north by the high road, east by the water-course and land of Miappuhamy, south by land belonging to Banchi Appuhamy and others, and on the west by the Committee road; containing in extent about 3 acres.

Amount to be levied Rs. 423.71, together with interest thereon at 12 per cent. per annum from March 3, 1927, till date of decree, and thereafter at legal interest of 9 per cent. per annum till payment in full, and costs of suit.

Deputy Fiscal's Office, M. EDIRIWIRA,
Negombo, November 20, 1928. Deputy Fiscal.

In the District Court of Colombo.

O. A. M. A. R. Adaisappa Chetty of Sea street in Colombo..... Plaintiff

No. 26,888. Vs.

(2) A. D. de Silva, (3) A. D. de Silva, both of 18, No. 13, Pettah, carrying on business in partnership under the name, firm, and style of A. R. de Silva & Co., Colombo..... Defendants.

NOTICE is hereby given that on Monday, December 17, 1928, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 5,122.50 at 9 per cent. per annum from February 16, 1928, till payment in full, and costs of suit, viz :—

1. All those allotments of land marked lots 9, 10, 11, and 12 of Godawilhena, situated at Weniwelpitiya in the District of Kalutara; and bounded on the north by lots 4, 5, and 8, east by lands belonging to W. Don Sendris Appu and others and to Ketchihamy, south by lot 13 of Ballawalakumbura and a portion of the same land of plaintiff and defendants, and west by Ballawalakumbura of W. Don Bastian and others and Crown land, south-east by land of Ketchihamy and Jamis Appu and others; containing in extent 34 acres and 22 $\frac{1}{2}$ perches.

2. All that land called Laulugahawatta, situated at Kahatapitiya in Kumbuke pattu, Rayigam korale in the District of Kalutara, Western Province; and bounded on the north by lot 22,335 in P. P. 13,455, on the east by T. P. 124,086, on the south by the reservation along the footpath and T. P. 13,466, and on the west by lots 22,338, 22,337, and 22,336 in P. P. 13,466; containing in extent 3 acres 3 roods and 4 perches.

Tuesday, December 18, 1928, commencing at 1 P.M.

3. Undivided $\frac{1}{2}$ share of the soil and trees of the land called Karandagahawatta *alias* Karandakelewatta, situated at Kuda Waskaduwa in Waskadubadda, Panadure totamune, in the District of Kalutara, Western Province; and bounded on the north by Dombagahawatta, east by Timirigahawatta *alias* a portion of Karandagahawatta, south by Dombagahawatta *alias* Madangahawatta, and on the west by the seashore; containing in extent 4 acres, together with all the plantations standing thereon.

4. An undivided $\frac{1}{2}$ of the soil and trees (excluding the planter's share of the 3rd plantation standing thereon) of the land called Mudillagahawatta, situated at Kuda Waskaduwa aforesaid; and bounded on the north by Kottambagahawatta, on the east by Mudillagahawatta, and on the south by a portion of this land belonging to Agampody Bastian Silva, Kankanama, and on the west by the seashore; containing in extent about 3 acres and 26 perches.

5. The land called Dombagahawatta, together with all the plantation thereon, situated at Kuda Waskaduwa aforesaid; and bounded on the north by a portion of the same land belonging to Diyaguaratchige Saranis Appu and others, on the east by a portion of the same land belonging to Christian Silva, south by Kandekelewatta, west by a portion of the same land; containing in extent 3 roods.

6. All that divided $\frac{2}{3}$ share portion of Madangahawatta, situated at Kuda Waskaduwa aforesaid; and bounded on the north and east by a portion of the same land belonging to Karunamuni Suwaneris Appu, on the south by a portion of the same land belonging to Dominus Perera, Kankanama, on the west by Timbirigahawatta; containing in extent 2 roods, together with all the plantations thereon.

7. All that allotment of land called Madangahawatta *alias* Timbirigahawatta with the trees, plantations, and the buildings standing thereon, situated at Kuda Waskaduwa in Waskadubadda of Panadure totamune, in the District of Kalutara, Western Province; and bounded on the north by a portion of this land belonging to Jamuni Davoth Silva, on the east by the high road, on the south by the two portions of the garden belonging to Assurumuni Hendrick Perera, on the west by Karandakelewatta belonging to Assurumuni Thomas de Silva, Irrigation Officer; containing in extent 2 roods and 23 perches.

8. All that allotment of land with the buildings standing thereon called Madangahawatta, situated at Maha Waskaduwa, in the District of Kalutara, Western Province; and bounded on the north by Madangahawatta belonging to Peries Silva, on the east by high road, on the south by Gorakagahawatta, and on the west by rail road; containing in extent 1 acre and 39 perches.

Deputy Fiscal's Office,
Kalutara, November 13, 1928.

H. SAMERESINGHA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Ana Pena Reena Kana Nana Waduganathan Chetty
of Trincomalee street, Kandy..... Plaintiff.

No. 35,399. Vs.

L. H. D. George of Ginigathhena..... Defendant.

NOTICE is hereby given that on Friday, December 21, 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. 2,000.57, with interest on Rs. 2,665 at 9 per cent. per annum from July 6, 1927, till payment in full, and poundage, viz:—

All that allotment of land with the house thereon bearing assessment No. 1, situated at Kadawala bazaar in Ambagamuwa korale of Uda Bulatgama, in the District of Kandy, Central Province; and bounded on the north by road and land appearing in plan No. 97,440, on the east and south by land appearing in plan No. 97,432, and on the west by a road; containing in extent 2.30 perches. Registered L 6/309 to 311 and 3/395.

Fiscal's Office, A. RANESINGHE,
Kandy, November 20, 1928. Additional Deputy Fiscal.

In the District Court of Kandy.

(1) W. A. Kettipipola of Mahawela, Matale, (2) Soma
Dias Bandaranayake of Peradeniya..... Plaintiffs.
No. 33,959. Vs.

(1) Monarawila Rajapakse Wickremasekera Abeyratne Wijekoon Bandaranayake Wasala Mudiyanseralahamillage Upatissa Keppitipola, (2) ditto Shelton Kappitipola (3) ditto Edmund Keppitipola personally and as guardian *ad litem* of the above-named 1st and 2nd defendants, all of Unambuwe Waluwe Gampola and others..... Defendants.

NOTICE is hereby given that on Saturday, December 22, 1928, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said 1st, 2nd, and 3rd defendants in the following property for the recovery of 2/8th of the sum of Rs. 75 a month, from March 6, 1924, till the plaintiffs are placed in possession and costs Rs. 301.09, and poundage, viz:—

The interests of the defendants, (1) M. R. W. A. W. B. W. M. Upatissa Keppitipola, (2) ditto Shelton Keppitipola, and (3) ditto Edmund Keppitipola in and to all that land containing in extent 15 perches formerly bearing assessment No. 6, and presently bearing assessment No. 5, situated at Hill street, within the town Municipality of Kandy, in the District of Kandy, Central Province, and bounded on the east by land belonging to Habibu Natchiya, on the south by the land belonging to Don Dines de Alwis Abeywickrama Gunawardena Wijeratne Liyana Arachchi, on the west by the land belonging to Menik Etana, widow of Bogambara Kankanama, and on the north by Hill street, or Kandeweediya being the land together with the buildings and everything thereon within the said boundaries.

A. RANESINGHE,
Additional Deputy Fiscal, Kandy.

Fiscal's Office,
Kandy, November 20, 1928.

Southern Province

In the District Court of Galle.

Wijewickrama Aratchige Eugene Dias Goonawardena, administrator of the estate of James Henry Dias Wijetilaka Goonawardena, deceased..... Plaintiff;

No. 19,829. Vs.

(1) Meranna Tediashamy, (2) Ranulu Eugene, (3) Ranulu Robert, all of Akurala..... Defendants.

NOTICE is hereby given that on Wednesday, December 19, 1928, commencing at 12 noon, will be sold by public auction at the premises

the right, title, and interest of the said 1st, 2nd, and 3rd defendants in the following property, viz. :—

(1) All that the undivided $\frac{1}{3}$ part or share of the soil and soil share trees, together with the undivided $\frac{1}{3}$ share of the 1st plantation, $\frac{1}{3}$ share of the 2nd and 3rd plantations, and undivided $\frac{1}{2}$ of the planter's share of the 5th plantation made by the late Merenna Ediris Silva of the land called Talgahapitiyewatta, situate at Akurala in Wellaboda pattu of the District of Galle, Southern Province; and bounded on the north by land whereon Murukkuwahandi Rangonaide resided and the land belonging to Bastian Silva, east by the land whereon Odiris is residing and Ramminipitiyewatta, south by the land whereon Juwan Vidane resided, and west by Lankellewatta *alias* Liveris Padinchiwaunwatta; containing in extent about 1 acre.

(2) All that the undivided $\frac{1}{2}$ part or share of the soil and soil share trees, together with the planter's $\frac{1}{3}$ share of the 1st and 3rd plantations of the land called Siriyege-watta, situate at Akurala aforesaid; and bounded on the north by Lindamulawatta, east by Pathinigewatta, south by the land whereon Adaya is residing and Wesentihendigewatta, and west by Adiriyamegewatta and Mahagedarawatta; containing in extent about $1\frac{1}{2}$ acres.

(3) All that the undivided $\frac{8}{18} + \frac{1}{54}$ shares of the soil and soil share trees of the land called Hithanaduragekumburewatta, situate at Akurala aforesaid; and bounded on the north by Kumburewatta, east by Paththewela, south by Pelawatta and Mudiyansegewatta and Balaweegoipala and Welabodabakmeegahawatta, and west by Don Naida Gurunnehegewatta; containing in extent about 3 acres.

(4) All that the undivided $\frac{2}{3}$ parts or shares of the soil and soil share trees of the land called Bala-aratchigewatta, situate at Akurala aforesaid; and bounded on the north by Barawayagewatta, east by Rapielkankanmage-watta, south by Salpahandigewatta, west by Uswellewatta; containing in extent about $\frac{1}{2}$ acre.

(5) All that the undivided $\frac{1}{2}$ part or share of the soil and soil share trees, together with 10 coconut trees and 1 breadfruit tree, of the land called Malamagedarawatta *alias* Seenigama Ethannewatta, situate at Akurala aforesaid; and bounded on the north by Welabodawatta *alias* Bandarapitiyewatta, east by Singagewatta, and new railway road, south by Ambagahawatta, and west by Jorosiyegewatta; containing in extent about $\frac{1}{2}$ acre.

(6) All that undivided $\frac{7}{9} + \frac{1}{5}$ part or share of the soil and soil share trees of the land called Abarandurage-watta *alias* Tuduwewatta, situate at Akurala aforesaid; and bounded on the north and west by seashore, east by old high road and Lankellewatta, south by Malnaida Aratchilagewatta; containing in extent about $\frac{2}{3}$ acre.

(7) All that undivided $\frac{1}{2}$ of the soil and soil share trees together with an undivided $\frac{1}{2}$ of $\frac{1}{4}$ of the young plantations, of the land called Lathikkagewatta, situate at Akurala aforesaid; and bounded on the north by Mehela-hendewehewatta *alias* Lankellewatta, east by Ekko Sima Padinchiwaunwatta, south by Thenses Padinchiwaun Wadugewatta, and west by Paranapara; containing in extent about $1\frac{1}{2}$ acres.

(8) All those undivided $\frac{1}{120}$ part or share of the land called Mahagedarawatta, together with the 11 cubits whitewashed tiled house and two lime kilns and the house which the lime kilns standing, situate at Akurala aforesaid; and bounded on the north by Adiriyamegewatta and Siriyege-watta, east by Ratgamagewatta, south by Opagedarawatta and Gedigewatta, and west by Arumahandiwatta; containing in extent about 2 acres.

(9) All those the distillery walls and the other buildings within the said distillery walls standing on the

land called Pilwathhendagewatta, situate at Akurala aforesaid; and bounded on the north by Bandarapitiyewatta, east by Uramullewatta *alias* Lindamullewatta, south by Adiriyamegewatta, and west by high road; containing in extent about $\frac{1}{2}$ acre.

(10) All those undivided $\frac{81}{82}$ parts or shares of the defined lot No. 12 of the land called Pottewalewatta, situate at Akurala aforesaid; and bounded on the north by lot No. 13A, 13B, 13B1 of the same land, east by lot No. 14A 8 of the same land, south by lots Nos. 11A, 11B, 11C, 11D, and 11E of the same land, and west by lot No. 3 of the same land; containing in extent 1 acre and 36 perches.

On Thursday, December 20, 1928, at 12 noon,
at the Premises.

(11) All the soil and soil share trees of an undivided $\frac{1}{18}$ part or share of the land called Panganwalawatta, situate at Wiligoda in Madampe; and bounded on the north by the land whereon Matheshamy and Dineshamy resided, east by Thondagamawatta whereon Kaludewa Allis resided, south by Kalutararala Padinchiwaun Naidegewatta, and west by Bogahawatta and Kolambagewatta; containing in extent about 4 acres.

(12) All that undivided $\frac{1}{2}$ part or share of the soil and soil share trees of the land called Kurundugollagewatta, situate at Wenamulla in Madampe; and bounded on the north by land whereon Handunnetti Siman resided, east by Dinappukankanamagewatta, south by the land whereon Samaththuwasan Jacoris is residing, and west by Danwatta and watta belonging to Sendahandi Panis and others; containing in extent about 1 acre.

(13) All that the field called Dinkumbura, situate at Galduwa in Wellaboda pattu; and bounded on the north, east, and west by Duwewatta, south by Mahapara; containing in extent about 2 acres.

Writ amount Rs. 1,440, and interest at the rate of 9 per cent. per annum from October 31, 1922, and Rs. 312.07.

Fiscal's Office,
Galle, November 17, 1928.

E. F. EDRISINGHE,
Deputy Fiscal.

21. 20 8/- Northern Province.

In the District Court of Jaffna.

No. 6,226 In the Matter of the Estate of the late
Testamentary. Kanagampikai, wife of W. F. Ratna-
gopal.

NOTICE is hereby given that on Tuesday, December 18, 1928, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said late Kanagampikai in the following property for the recovery of Rs. 1,221 and charges, viz. :—

A piece of land situated at Anaikkoddai in Manipay parish, Valigamam west division of the Jaffna District, Northern Province, called Velluruvaadi and Nalan-kutevanodai, containing or reputed to contain in extent $32\frac{1}{2}$ lachams paddy culture, with its appurtenances; bounded or reputed to be bounded on the east by the property of Valliammai and others, on the north by property of Seethevan and others, on the west by property of Vairamuttu and others, and on the south by the property of Sinnathamby.

Fiscal's Office,
Jaffna, November 17, 1928.

J. P. KANTHYAH,
for Fiscal.

Eastern Province.

In the District Court of Galle ^{55/20/14}
I. L. M. Mohamed Hassen of Dangedara in
Galle Plaintiff.

No. 24,995. Vs.

Wappu Saibo Alim Mohamed Abdul Cader of Batticaloa Defendant.

NOTICE is hereby given that on Saturday, December 15, 1928, commencing at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following properties for the recovery of the sum of Rs. 1,635, with interest thereon at 9 per cent. per annum from April 4, 1928, till payment in full, viz. :—

(1) The south-western piece in the land lot No. 10½ described in plan No. 200, situated at Kommaturai in Eraur pattu, Batticaloa District, Eastern Province; and bounded on the east and north by the estate belonging to N. E. M. Nookutamby, west by the garden of P. Ponnann, and south by Kurivichantivukulam; containing in extent east to west 19½ fathoms and north to south 18 fathoms, with coconut trees and other produce.

(2) An undivided 39/40 shares out of an undivided ½ share of the land lots Nos. 10,565 and 10,566 forming into one, situated at Kommaturai in Eraur pattu, Batticaloa District, Eastern Province; and bounded on the east by the other share of this belonging to A. Thangamuttu and others, south and west by roads, north by the property belonging to Proctor K. Subramaniam; containing in extent 3 acres, with coconut trees and other rights.

(3) An undivided 7/16 shares out of the north-eastern share of the coconut estate, bearing lots Nos. 10,565 and 10,566 forming into one, situated at Kommaturai in Eraur pattu, Batticaloa District, Eastern Province; and bounded on the north-east by the property of S. Subramaniam, south by the property mentioned below, west by the property belonging to Retnayah and others, and north by lane; containing in extent east to west 29 fathoms, north to south 71 fathoms, with coconut trees and other produce.

(4) An undivided ¼ share out of a piece towards the south-east of the land lots Nos. 10,565 and 10,566 forming into one, situated at Kommaturai in Eraur pattu, Batticaloa District, Eastern Province; and bounded on the east by lane, south by road, west by the property belonging to Retnayah and others, and north by the property described above as 3rd; containing in extent east to west 29 fathoms, north to south 22½ fathoms, with coconut trees and other produce.

The coconut trees standing in the 2nd, 3rd, and 4th properties are subject to lease for 4 years to one P. Arambamoorthy.

Fiscal's Office,
Batticaloa, November 7, 1928.

S. TURAIYAPPAH,
Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala ^{55/20/14}
S. A. S. Sandanam Pulle of Kurunegala Plaintiff.

No. 13,115. Vs.

(1) Divisekera Mudiyanse Lage Dingiri Banda and
(2) Boyagana Dewayalage Rankira, both of
Katupitiya Defendants.

NOTICE is hereby given that on Friday, December 21, 1928, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right,

title, and interest of the said defendants in the following property, viz. :—

1. An undivided ½ share of Bilingahamulawatta of about 2 lahas of kurakkan sowing in extent, situate at Katupitiya in Tiagandahe korale east of Weudawili hatpattu, in the District of Kurunegala, North-Western Province; and bounded on the east by Galbemma of Goluwe-wela, north by fence of the garden of Menika and others, south by fence of the garden of Punchi, west by Konewatta *alias* fence of the garden of Menika and others.

2. An undivided ½ share of Tahandihena of about 2 pelas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by the garden of Nanduwa, north by the limit of Kongahamulahena, south by the fence of the garden of Nanduwa, west by the limit of Pitiyabenditchihena.

3. An undivided ½ share of Galgodehena of about 15 lahas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by limit of Pillagawahena, north by the limit of Dikhenia, south by Pitiyabenditchihena, west by the village limit of Malagane.

4. An undivided ½ share of Bogahamulahena of about 2 pelas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by Damunugahamulawatta, north by fence of Yakdehigewatta, south by fence of the garden of Nanduwa and others, west by the fence of the garden of Nanduwa and others.

5. An undivided ¼ share of Galagawakumbura of about 17 lahas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by the liminary ridge of the field of Kosgabamulakumbura, north by the garden of Ran Menika, south by the field of Balaya and others, west by the pillewa of the field of Dingiri.

6. An undivided 1/5 share of Kosgabamulakumbura of about 16 lahas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by hedge of Kosgabamulawatta, north by Elawella, south by the field of Balaya and others, west by the field of Balaya and others.

Amount to be levied Rs. 91.30, being costs.

S. D. SAMARASINHE,
Fiscal's Office, Deputy Fiscal.
Kurunegala, November 23, 1928.

In the District Court of Kurunegala. ⁵⁷
Singappulirallage Ukku Banda of Weeragala. Plaintiff.

No. 8,278. Vs.

(1) Atapattu Mudiyanse Lage Banda *alias* Dingiri Banda, (2) Ditto Mudalihami, (3) Ditto Kiri Banda, (4) Ditto Punchi Banda, (5) Ditto Tilakahami, all of Weeragala in Udupola Otota korale West, (6) Mohotti Mudiyanse Lage Mudiyanse of Gammana Defendants.

(7) Atapattu Mudiyanse Lage Kiri Menika of Weeragala Added Defendant.

NOTICE is hereby given that on Saturday, December 22, 1928, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants and added defendant in the following property, viz. :—

1. Hinnapitahitinawatta of about 8 lahas of kurakkan sowing in extent, situate at Weeragala in Udupola Otota korale west of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by chena of Ukku Banda, south by field of Appuhami, west by garden of Punchi Ettana, north by Galketiyaehena.

2. An undivided $\frac{1}{4}$ share of Watagollehena of about 2 lahas of kurakkan sowing in extent, situate at the aforesaid village; and bounded on the east by the garden of Balahami Wedarala, south by boundary road of the Crown forest, west by the garden of Dingiri Appuhami, north by the garden of Ukku Banda and Patangiweta.

3. An undivided $\frac{1}{8}$ share of Pahalawelakumbura of about 1 pela of paddy sowing in extent, situate at Weeragala aforesaid; and bounded on the east by the field of Ukku Banda, south by Kongahamulahena, west by the field of Ukku Banda, north by ela.

4. An undivided $\frac{1}{8}$ share of Ihalawelekumbura of about 1 pela paddy sowing and the entirety of the two pilawas adjoining thereto of about 1 laha of kurakkan sowing in extent, situate at Weeragala aforesaid; and bounded on the east by Godigomuwegewela, south by the fence of the garden of Balahami Wedarala, west by the field of Kiri Menika, north by the fence of the garden of Kiri Menika.

5. Rendelgahamulawatta of about 2 lahas of kurakkan sowing in extent, situate at the aforesaid village; and bounded on the east by the land of Ukku Banda, south by Crown forest, west by the garden of Ukku Banda, north by rubber estate.

6. The land called Watuwalatenna of about 2 seers of kurakkan sowing in extent, situate at the aforesaid village and bounded on the east by the garden of Punchi Banda, south by Gansabhawa road, west by Watuwalatennawatta, north by the garden of Balahami Wedarala, and the garden of Punchi Banda.

Amount to be levied Rs. 539.86 and poundage.

Fiscal's Office, S. D. SAMARASINHE,
Kurunegala, November 19, 1928. Deputy Fiscal.

In the District Court of Kurunegala.

Jamal Singh of Mawatagama Plaintiff.
No. 13,189. Vs.

(1) Perumal Kankani's son Kadirawel, (2) Suppan Kankani's daughter Pitchai, both of Mawatagama Defendants.

NOTICE is hereby given that on Saturday, January 5, 1929, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :-

1. The field called Paragawakumbura, now garden, of 1 laha paddy sowing in extent, with the buildings and plantations standing thereon, situate at Mawatagama in Gandahe corale of Weudawilli hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the wella, formerly pillewa, east by limitary dam of this field, south by limitary dam of this field, and west by high road.

2. Paragahakumbura of 15 laha of paddy sowing in extent, situated at Mawatagama aforesaid; and bounded on the north by the pillewa, east by limitary dam and Kirinekeththa's land, south by limitary dam of Pina's field, and on the west by high road.

Amount to be levied Rs. 3,083.36, with interest on Rs. 3,062.96 at 9 per cent. per annum and costs.

Fiscal's Office, S. D. SAMARASINHE,
Kurunegala, November 19, 1928. Deputy Fiscal.

In the District Court of Colombo.

G. M. Pefera of Forbes road, Colombo Plaintiff.
No. 28,040. Vs.

Kalupwilage Don Francis Xavier of Battuloya Defendant.

NOTICE is hereby given that on Friday, December 14, 1928, starting at 9 o'clock in the morning, will be sold

by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :-

At 9 A.M. on December 14, 1928.

1. The land called Ihalawelamukalana, situate at Angunawila in Rajakumarawanni hatpattu, Puttalam District, North-Western Province, in extent 30 acres 3 roods and 30 perches; and bounded on the north, east, and west by Crown lands, and on the south by a strip of land reserved along the road.

At 10 A.M. on December 14, 1928.

2. The land called Kulankattumukalana, situate at Angunawila as aforesaid, in extent 9 acres 1 rood and 10 perches; and bounded on the north, west, and east by Crown lands, south by reservation along the road.

At 2 P.M. on December 14, 1928.

3. The land called Mundalamkadu, situate at Mundel in Puttalam pattu south, Puttalam District, as aforesaid, in extent 10 acres 2 roods and 11 perches; bounded on the north by No. 148,462, portion of the original plan, east by land belonging to Ramaiya and others, south by portion of this land of Pelis Perera Appuhamy, and west by high road.

Amount of writ Rs. 3,480, with interest on Rs. 3,000 at 12 per cent. from May 23, 1928, till August 1, 1928, and thereafter at 9 per cent. till payment in full, and poundage.

Deputy Fiscal's Office, N. MOONESINGHE,
Puttalam, November 14, 1928. Deputy Fiscal.

53/2012/5 In the District Court of Puttalam.

V. Vinaitheerthan Chetty by his attorney M. V. Vellasmypillai of Puttalam Plaintiff.
No. 3,928. Vs.

(1) Madar Umma, (2) N. M. L. Hameedo, (3) Neina Pillai Asia Beebe, (4) N. M. L. Mohamado Ismail, (5) Neinapillai Pitchetamby, all of Puttalam Defendants.

NOTICE is hereby given that on Saturday, December 22, 1928, starting at 1 o'clock in the afternoon, will be sold by public auction at premises the right, title, and interest of the said defendants in the following property, viz. :-

At 1 P.M.

1. Out of the 4 contiguous portions of land called and known as Segoummaweedo Walavu bearing assessment Nos. 20 and 21, situated at Bazaar street in the town of Puttalam, Puttalam Gravets and Puttalam pattu, Puttalam District, North-Western Province, containing in extent 15 perches, a divided portion on the eastern side measuring in extent 38 cubits from north to south and 18 cubits from east to west; boundaries of the said divided portion are on the north and east by roads, south by land belonging to the heirs of Tamby Mudali Seka Marikar Hadjar, and west by land belonging to the heirs of Mohammado Assen Kudoos Marikar; out of the land within these boundaries a divided portion on the north-western side measuring in extent 38 cubits from north to south and 9 cubits from east to west; and bounded on the north, south, and west by the above-mentioned boundaries, and east by the 2nd mentioned land hereinafter described. The land within these boundaries, together with the house, building, kitchen, coconut trees, and all other things belonging thereto and the half share of the common well belonging to this.

At 1.30 P.M.

2. Out of the aforesaid land a divided portion on eastern side measuring in extent 38 cubits from north to south and 9 cubits from east to west; is bounded

on the north and east by roads, south by land belonging to the heirs of Seka Marikar Hadjar, and west by the above described first land. The land within these boundaries, kitchen, house, buildings, and all other things belonging thereto, and also the half of the common well and the right of path reserved for the use of the said well (to and from).

Amount of writ Rs. 1,416, with interest on Rs. 1,200 at 18 per cent. from June 2, 1927, till February 28, 1928; and thereafter at 9 per cent. till payment in full, and poundage.

Deputy Fiscal's Office, N. MOONESINGHE,
Puttalam, November 14, 1928. Deputy Fiscal.

In the District Court of Negombo.

M. T. T. K. A. V. S. T. Nallatamby Chetty of
Negombo Plaintiff.
No. 1,660. Vs. *SS [Signature]*

(1) Muthunamagonnage Simiano Fernando and
two others of Katuneriya Defendants.

NOTICE is hereby given that on Wednesday, December 19, 1928, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 1,834.15, with interest on Rs. 1,250 at 18 per cent. per annum from May 21, 1927, till June 7, 1928, and thereafter at 9 per cent. per annum till payment, and poundage, viz. :—

(1) All that divided $\frac{1}{4}$ share of the land called Gini-gesma, situate at Ihala Katuneriya in Meda palata of Pitigal korale south, in the District of Chilaw, North-Western Province; the said divided $\frac{1}{4}$ share is bounded on the north by portion of this land of Maria Eugistina Nonis, east by devata road, south by devata road, and the portion of this land of Lucia Quaker and others, and west by lands of M. Suriya Francisku Fernando, Savary Fernando, and others; containing in extent 1 acre 2 roods and 8 perches, with the buildings standing thereon.

2. All that divided $\frac{1}{4}$ share of the land called Gini-gesma, situate at Ihala Katuneriya aforesaid; the said $\frac{1}{4}$ share is bounded on the north by portion of this land of the heirs of Ruber Fernando, east by devata road, south by portion of this land of Maria Eugistina Nonis, and west by land of M. Suriya Francisku Fernando, Savary Fernando, and others; containing in extent about 1 acre 2 roods and 8 perches.

3. All that divided portion of the land called Hig-gahawatta, situate at Katuneriya in Kammal pattu of Pitigal korale south aforesaid; the said portion is bounded on the north by lands of Vidal Fernando and others, east by land of Bernardo Fernando, south by a portion of this land of the heirs of Francisku Fernando, and west by a portion of this land of Savariel Fernando and others; containing in extent about 112 coconut trees plantable ground, with the buildings standing thereon.

4. An undivided northern portion in extent about 60 coconut trees plantable soil from and out of the land called Siyambalagahawatta, situate at Katuneriya aforesaid; and bounded on the north by garden of Vidal Fernando, now of L. J. de Silva Dharmaratne, east by garden formerly of Clementu Perera, now of the said L. J. de Silva Dharmaratne, south by devata road, and west by high road; containing in extent about 100 coconut trees plantable ground, together with cadjan-thatched house standing thereon.

Deputy Fiscal's Office, A. G. FERNANDO,
Chilaw, November 20, 1928. Deputy Fiscal.

In the District Court of Negombo. *32 [Signature]*

K. N. K. S. Kannappa Chetty by his attorney
M. R. M. Muttusamy Naidu of Negombo. Plaintiff.
No. 2,520. Vs.
Muna Meeyana Segu Davudu Marikar of Ma-
dampe Defendant.

NOTICE is hereby given that on Monday, December 17, 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. 388.42, with interest on Rs. 275, at 18 per cent. per annum from June 20, 1928, to August 17, 1928, and thereafter at 9 per cent. per annum on the aggregate amount till payment, and poundage, viz. :—

(1) Lot No. A in plan No. 718 of the land called Bulugahayaya, situate at Kottaramulla in Meda palata of Pitigal korale south, in the District of Chilaw, North-Western Province; and bounded on the north by lands of Sitti and others, east by lands of Omaru Lebbe and others and high road, south by lot B in the aforesaid plan, and west by Kahatagahayaya belonging to Mr. Perera; containing in extent 33 acres 3 roods and 18 perches.

(2) An undivided $\frac{2}{3}$ share towards the north of lot B in plan No. 718, situate at Kottaramulla aforesaid; and bounded on the north by lot A, east by high road, south by lot C allotted to Sulaiha Umma, and west by Kahatagahayaya belonging to Mr. Perera; containing in extent 7 acres 1 rood and 1 perch.

Deputy Fiscal's Office, A. G. FERNANDO,
Chilaw, November 20, 1928. Deputy Fiscal.

Province of Sabaragamuwa. *38 [Signature]*

In the Court of Requests of Kegalla.

Awanna Moona Ana Nana Annamalai Chetty
by his attorney Ramanaden Chetty of
Kegalla Plaintiff.
No. 1,728. Vs.

H. L. Martin of Kegalla Defendant.

NOTICE is hereby given that on December 14, 1928, commencing at 2 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, viz. :—

1. An undivided $\frac{1}{16}$ th share of Boroluwehena of 6 pelas in paddy sowing in extent, situated at Elangipitiya in Tumpalata pattu of Paranakuru korale in the District of Kegalla, of the Province of Sabaragamuwa; and bounded on the east by Thelanbugahahene Malaela, south by Gallenda and Vedarallageheneima, west by Udabagehenaima *alias* Walpelehenaima, and north by Getamberikande Wahumpuruyaleidama.

2. An undivided 21 lahas of paddy sowing extent out of the land called Welikandehena of 5 pelas in paddy sowing extent, situated at Elangipitiya aforesaid; and bounded on the east by limit of the land belonging to Getamberiya, south by ditch and ant-hill in Anpitiagodakankanamalagehena, west by ela, and north by Udabagehenaima.

3. An undivided $\frac{1}{3}$ share of Bogahakumbura of 12 lahas in paddy sowing in extent, situated at Elangipitiya aforesaid; and bounded on the east by limitary ridge of the remaining portion of this field, south by limitary ridge of Thimbeliyadda, west by limitary ridge of Wadakahaliyadde, and north by limitary ridge of Udahageliyadde.

For the recovery of the sum of Rs. 219.20.

S. DE SILVA,
Additional Deputy Fiscal.
Deputy Fiscal's Office,
Kegalla, November 17, 1928.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Madawita Vitane Mudalige Don Rogus Samarawickreme of Welisara in the Ragam pattu of Alutkuru korale, deceased.

Bastian Korallalage Barbara Rodrigo Hami. Petitioner. And

- (1) Madawata Vitane Mudalige Don Marshal Samarawickrema, (2) ditto Don Girigoris Samarawickreme, (3) ditto Don Simon Samarawickreme, (4) ditto Don Lazarus Samarawickreme, (5) ditto Dona Robertina Samarawickreme, all of Welisara, (6) ditto Dona Sipiniana Samarawickreme of Bopitiya, (7) ditto Dona Pavistina Samarawickreme of Kandana, (8) Rosalin Margaret Mary Ameresinghe, (9) Ugine Catherine Samarawickreme, (10) Jane Matilda Samarawickreme of Welisara Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on September 13, 1928, in the presence of Messrs. Mendis & Perera, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 13, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as mother 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 25, 1928, show sufficient cause to the satisfaction of this court to the contrary.

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

The date for showing cause is extended to November 29, 1928.

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

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Kumarapeliya Aratchige Don Cornelis Appuhamy of Siyambalape in the Adikari pattu of Siyane korale, deceased.

Heneratmohottige Baba Nona of Siyambalape aforesaid. Petitioner.

And

- (1) Kumarapeliya Aratchige Dona Aslin Nona, (2) ditto Don Edmund, (3) ditto Don Karunaratna, (4) ditto Don Sathan, (5) Heneratmohottige Nonis Peters, all of Siyambalape aforesaid. Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 26, 1928, in the presence of Mr. U. L. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 23, 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON, District Judge. October 26, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Edirisinghe Aratchige Sarapinumus Perera Wijesinghe Appuhamy of Pahala Mapitigama, in the Gangaboda pattu of Siyane korale, deceased.

Paliheha Appuhamillage Ransina Tissera Hamine of Pahala Mapitigama aforesaid. Petitioner.

And

- (1) Edirisinghe Aratchige Charlotte Perera Wijesinghe, (2) ditto Pamona Perera Wijesinghe, (3) ditto Yasona Perera Wijesinghe, (4) ditto Jacolimus Perera Wijesinghe, (5) ditto Lyanora Perera Wijesinghe, (6) ditto Baby Perera Wijesinghe, (7) ditto Duwilimus Perera Wijesinghe Appuhamy, all of Pahala Mapitigama aforesaid. Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 29, 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 October 23, 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON, District Judge. October 29, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Wellege Marthienu Perera of Weligampitiya, deceased.

Visidagamage Victoria Silva of Weligampitiya. Petitioner.

- (1) Wellege John Perera (minor), (2) Visidagamage Stephen Silva of Weligampitiya, guardian ad litem. Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 29, 1928, in the presence of Mr. S. D. R. Valentine,

Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated October 24, 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
District Judge.
October 29, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Hewadewage Sido Fernando
No. 4,178. of Mahara Padiliatuduwa, deceased.

Rampattidewage Gimonis Fernando of Mahara,
Padiliatuduwa Petitioner.

And

(1) Rampattidewage Charles Fernando, (2) ditto
Agilin Fernando, (3) ditto Jalis Fernando, (4) ditto
Vincent Fernando, (5) ditto Maglin Fernando,
wife of (6) R. Romanis Fernando, all of Mahara
Padiliatuduwa Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 29, 1928, in the presence of Mr. M. R. Akbar, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
District Judge.
October 29, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Meherbai alias Hirabai
No. 4,194. Pallonjee Kapadia of Glencairn,
Colpetty, in Colombo, deceased.

(1) Cawasjee Nanabhoy Lakdawalla, (2) Jal Pallonjee
Kapadia, both of Glencairn, Colpetty, in
Colombo Petitioners.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 9, 1928, in the presence of Mr. F. Rustomjee, Proctor, on the part of the petitioners above named; and the affidavits (1) of the said 1st petitioner dated November 6, 1928, and (2) of the attesting notary also dated November 6, 1928, having been read:

It is ordered that the last will of Meherbai alias Hirabai Pallonjee Kapadia, 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
District Judge.
November 9, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. and Effects of Idroos Lebbe Marikar
No. 4,182. Hadjar Mohamado Mohideen Hadjar,
of Old Moor street in Colombo,
deceased.

Samsudeen Mudaliyar Saffia Umma of Dickman's
lane, Bambalapitiya, in Colombo Petitioner.

(1) M. Geya S. Mohideen of Nikape, (2) M. Ghouse
Mohideen of Raxendale, Bambalapitiya, (3)
Ummul Faleela of Ivoresk, Dickman's lane,
Bambalapitiya, in Colombo, (4) M. Zahir Mohideen
of Greenlands road, Colombo, (5) Abdul Hye
Mohideen of Dickman's lane, Colombo, (6) M.
Lahir Mohideen of Dickman's lane, Colombo,
(7) M. Idroos Mohideen of Nikape, (8) Abdul
Haddad Sadon, (9) Mohamed Abdul Cader
Sadon, (10) Mohamed Isma Mohamed Sadon,
(11) Sitta Ummal Khyre (12) Eyanul Marlia,
(13) Sittie Lariffa, (14) Mohamed Mohideen
Sadon, (15) A. L. M. Mahamood Marikar of
New Moor street, Colombo Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 30, 1928, in the presence of Mr. M. S. J. Akbar, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 20, 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

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 and two Codicils of Julia
No. 4,208. Grace Tatham, late of the Pond
House, Chobham, in the County of
Surrey, widow, deceased.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 15, 1928, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner, Mr. Kenneth Walsham Taylor, the Secretary of Mackwoods Limited of Colombo; and the affidavit of the said petitioner dated November 12, 1928, exemplification of probate of the will and codicils of the above-named deceased, certified copy of power of attorney in favour of the petitioner, and Supreme Court's order dated November 1, 1928, having been read:

It is ordered that the will of the said deceased dated May 17, 1918, and two codicils thereto dated respectively March 25, 1920, and April 6, 1922, 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 one of the executors named in the said will, and that he is entitled to have letters of administration, with a copy of the said will and codicils annexed, issued to him accordingly, unless any person or persons interested shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
District Judge.
November 15, 1928.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Andrevas Patabendige Maximian Vas Gunewardane, deceased, of Beruwala.
No. 2,130.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on November 2, 1928, in the presence of Mr. F. J. C. Perera, proctor, on the part of the petitioner, Ponnabuduge Victoria Perera of Beruwala; and the affidavit of the said petitioner dated September 14, 1928, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled as widow to have letters of administration to his estate issued to her, unless the respondents—(1) Andrevas Patabendige Magilyn Vas Gunewardane, (2) ditto Jerad Vas Gunewardane, both of Beruwala, (3) W. Albert Fernando of Beruwala, presently of Anuradhapura, guardian *ad vitam* over the 1st and 2nd respondents—or any other person or persons interested shall, on or before December 14, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 3rd respondent be and he is hereby appointed guardian *ad vitam* over the 1st and 2nd minor respondents for all the purposes of this action, unless respondents or any other person or persons interested shall, on or before December 14, 1928, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.
November 2, 1928.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Wijemanna-mohottige Don Siman Appuhamy alias Don Seemon Wijemanna Appuhamy, deceased, of Horana in Kumbuke pattu of Rajgam korale.
No. 2,141.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on October 18, 1928, in the presence of Mr. P. D. B. Gunetilleka, Proctor, on the part of the petitioner, Dona Isabella Kannangara Hamins of Horana; and the affidavit of the said petitioner dated October 6, 1928, having been read:

It is ordered that the will of the above-named deceased dated September 15, 1921, be and the same is hereby declared proved, unless any person or persons interested shall, on or before November 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 18, 1928.

N. M. BHARUCHA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Balapuwaduge Michela Mendis of Maggona, deceased.
No. 2,135.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on October 4, 1928, in the presence of Mr. F. J. C. Perera, Proctor, on the part of the petitioner, Maggona Gurunanselage Lawrence Perera of Maggona; and the affidavit of the said petitioner dated June 20, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled as husband to have letters of administration to her estate issued to him, unless the respondents—(1) Bodeaboduge Ana Perera, (2) Balapuwaduge Maria Mendis, both of Paryagala—or any other person or persons interested shall, on or before November 16, 1928, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.
October 4, 1928.

The date for showing cause against this *Order Nisi* is extended to December 14, 1928.

N. M. BHARUCHA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Maddumage Podinona Fernando; deceased, of Nalluruwa, Panadure.
No. 2,128.

Koruwage Tobias Fernando of Nalluruwa . . . Petitioner.

Vs.

(1) Maddumage Covis Fernando (2) Madappuli-aratchige Pavistina Fernando, both of Nalluruwa Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on October 18, 1928, in the presence of Mr. D. R. de Silva, Proctor, on the part of the petitioner, Koruwage Tobias Fernando of Nalluruwa; and the affidavit of the said petitioner dated June 12, 1928, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled as widower to have letters of administration to her estate issued to him, unless the respondents or any other person or persons interested shall, on or before November 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.
October 18, 1928.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Edward Reginald Blok, deceased, of Kandy.
No. 4,654.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge, Kandy, on September 10, 1928, in the presence of Mr. M. J. Taylor, Proctor, on the part of the petitioner, Winifred Blok of Old Jail, Kandy; and the affidavit of the said

petitioner dated September 6, 1928, having been read :
It is ordered that the petitioner, as the widow of the said deceased, be and she is hereby declared entitled to letters of administration to the estate of the deceased above named issued to her accordingly, unless the respondent, Mary Patricia Margorie Blok of Kandy, by her guardian *ad litem* Collin Blok of Kadugannawa, shall, on or before October 18, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 6, 1928.

P. E. PIERIS,
District Judge.

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

October 18, 1928.

W. E. BARBER,
District Judge.

The date for showing cause is extended to December 6, 1928.

November 8, 1928.

W. E. BARBER,
District Judge.

In the District Court of Kandy. 30/10/28

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Delpitiyegedara *alias* Wijetunga
No. 4,663. Mudiyanselegedara Kiri Banda, de-
ceased, of Polgaha-anga.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on October 4, 1928, in the presence of Mr. F. J. P. Mudanayake, Proctor, on the part of the petitioner, Wijetunga Mudiyanselegedara Kiri Menika of Polgaha-anga; and the affidavit of the said petitioner dated September 11, 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 accordingly, unless the respondents—(1) Wijetunga Mudiyanselegedara Loku Menika of Henepola, (2) ditto Kalu Banda of Polgaha-anga, (3) ditto Mutu Menika of Udowita, (4) ditto Ukku Banda of Polgaha-anga, (5) ditto Tikiri Menika of Talgaspitiya, (6) ditto Pinchi Amma of Polgaha-anga—shall, on or before November 5, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 4, 1928.

W. E. BARBER,
District Judge.

This is extended to show cause on or before November 26, 1928.

November 5, 1928.

W. E. BARBER,
District Judge.

In the District Court of Kandy. 24/10/28

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Henry Senaratne *alias* Herat Mudi-
No. 4,678. anselage Senaratne, deceased, of
Woodthorpe estate, Kandy.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on October 31, 1928, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Hettikankanage Cecilia Senanayake Senaratne of Kandy; and the affidavit of the said petitioner dated October 29, 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 accordingly, unless Hewawitaranage Senaratne *alias* Wimala Banda Senaratne, by his guardian *ad litem* Dionysius Gilbert Senanayake of Kandy, shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 31, 1928.

W. E. BARBER,
District Judge.

In the District Court of Nuwara Eliya holden at
Hatton. 32/10/28

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Kana Runa Muna Venetheethan
No. 145. Chetty, deceased, of Kandavarayan-
patti, Thirupathur Taluq, Ramanada-
puram Zilla, South India.

THIS matter coming on for disposal before Cedric Francis Ingledow, Esq., District Judge of Nuwara Eliya-Hatton, on October 25, 1928, in the presence of Mr. J. A. Aiyadura, Proctor, on the part of the petitioner; and the power of attorney dated February 13, 1928, the affidavit and petition dated October 23 and 24, 1928, respectively, of Kana Runa Muna Somasunderam Chetty *alias* Muthappa Chetty having been read :

It is ordered that the will of Kana Runa Muna Venetheethan Chetty, deceased, dated May 11, 1927, and now deposited in this court be and the same is hereby declared proved, unless any person or persons shall, on or before December 5, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Kana Runa Muna Somasunderam Chetty *alias* Muthappa Chetty, as attorney of the executors, be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to him, unless any person or persons shall, on or before December 5, 1928, show sufficient cause to the satisfaction of this court to the contrary.

November 7, 1928.

C. F. INGLEDOW,
District Judge.

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

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Manawaduge Selenchihamy,
No. 6,715. deceased, of Kataluwa.

THIS action coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on October 11, 1928, in the presence of Mr. C. E. Abeyewickrema, Proctor, on the part of the petitioner, Balage Don David de Silva of Kataluwa; and the affidavit of the said petitioner dated September 25, 1928, having been read :

It is ordered that the 3rd respondent be appointed guardian *ad litem* over the 1st and 2nd respondents, unless the respondents, viz., Balage Don Charles de Silva, (2) Balage Don Baron de Silva, (3) Balage Don Bastian de Silva, all of Kataluwa, shall, on or before December 5, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as husband of the said deceased, is entitled to have letters of administration issued to him accordingly, unless the said respondents shall, on or before December 5, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

October 11, 1928.

In the District Court of Galle.

Testamentary Jurisdiction In the Matter of the Intestate Estate of Galapathie Owen Henry de Silva, deceased, of Hirewatta in Ambalangoda. No. 6,557.

Galmangoda Gurunnanselage Ovinis de Silva of Wiligoda in Ambalangoda Petitioner.

Vs.

- (1) Ana de Silva Jayawardena of Ambalangoda,
- (2) Laura de Mel of Bambalapitiya, (3) Jessie de Silva Fernando of Ambalangoda, (4) Annie de Silva Gunasekera of Tangalla, (5) G. G. Nickohamy de Silva, (6) G. G. Nedohamy de Silva, both of Ambalangoda, (7) Muriel Weerakoon of Nupe, Matara, (8) Lokukankange Teten Peiris of Ambalangoda, (9) Mrs. Issac de Silva Jayawardena, (10) F. de Silva Jayawardena, (11) Mrs. A. J. W. Goonawardena, all of Ambalangoda, (12) Cornelis de S. Jayawardena of Nugegoda, (13) R. P. Weerasuriya of Gonapinuwala, (14) Mrs. A. D. S. Jayawardena, (15) H. de S. Jayawardena, both of Ambalangoda, 9th to 15th defendants substituted in place of 1st respondent, deceased..... Respondents.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on January 27, 1928, in the presence of Mr. H. L. de Silva, Proctor, on the part of the petitioner, Galmangoda Gurunnanselage Ovinis de Silva of Wiligoda in Ambalangoda; and the affidavit of the said petitioner dated January 24, 1928, having been read:

It is ordered the said petitioner, as an heir of the estate of the deceased above named, is entitled to have letters of administration issued to him accordingly, unless the respondents, viz., (1) Ana de Silva Jayawardena of Ambalangoda, (2) Laura de Mel of Bambalapitiya, (3) Jessie de Silva Fernando of Ambalangoda, (4) Annie de Silva Gunasekera of Tangalla, (5) G. G. Nickohamy de Silva, (6) G. G. Nedohamy de Silva, both of Ambalangoda, (7) Muriel Weerakoon of Nupe, Matara, (8) Lokukankange Teten Peiris of Ambalangoda, or any person interested shall, on or before March 2, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

January 27, 1928.

The date of showing cause is extended to November 29, 1928.

T. W. ROBERTS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary Jurisdiction In the Matter of the Intestate Estate of the late Mayakaduwege Philippu, deceased, of Bataduwa, Galle. No. 6,700.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on September 14, 1928, in the presence of Messrs. Saheed & Thahir, Proctors, on the part of the petitioner, Bodara Gamage Juliana Hamine of Bataduwa, Galle; and the affidavit of the said petitioner dated September 10, 1928, having been read:

It is ordered that the 2nd respondent be appointed guardian *ad litem* over the 5th, 6th, 7th, and 8th respondents, unless the respondents—(1) Mayakaduwege Punchihamy, (2) ditto Amadoris, (3) ditto Hinnibabun, all of Bataduwa, (4) ditto Lucyhamy of Dorake, (5) ditto Ciilihamy, (6) ditto Romiel, (7) ditto Mahatun, (8) ditto Kalumahatmaya, all of Bataduwa, (9) ditto Hinnihamy of Angulugaha, (10) ditto Harmanis, (11) ditto Sicilihamy, (12) ditto Jayasinappu, all of Bataduwa—shall, on or before November 2, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as the widow of the said deceased, is entitled to have letters of administration be issued to her accordingly, unless the said respondents shall, on or before November 2, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

September 14, 1928.

The date for showing cause is extended to November 30, 1928.

T. W. ROBERTS,
District Judge.

In the District Court of Matara.

Testamentary In the Matter of the Estate of the late No. 3,450. Gabriel Wilfred Perera Wijetunge of Matara, deceased.

Wilmot Perera Wijetunge of Matara..... Petitioner.

Vs.

- (1) Samson Perera Wijetunge Mudaliyar of East Giruwa pattu, Hambantota, (2) Cecilia Perera Wijetunge Lamaetani, wife of (3) Dunstan Edwin Wijeysekera, Mudaliyar of Colombo, (4) Edmund Perera Wijetunge Proctor, Matara, (5) Rosalind Perera Wijetunge of ditto, (6) Lydia Perera Wijetunge of ditto, (7) Lionel Perera Wijetunge of ditto, (8) Felix Perera Wijetunge of Atuela Estate, Gorakawela..... Respondents.

THIS matter coming on for disposal before M. Prasad, Esq., District Judge of Matara, on September 4, 1928, in the presence of Mr. W. P. Wijetunge, the petitioner appearing in person; and the affidavit of the said petitioner dated August 31, 1928, having been read:

It is ordered that the petitioner, Wilmot Perera Wijetunge, be and he is hereby declared entitled, as a brother of the said deceased, to administer the said estate, and that letters of administration do issue to him accordingly, unless the respondents above named or any person or persons interested shall, on or before November 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

M. PRASAD,
District Judge.

September 4, 1928.

In the District Court of Matara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the Last
Jurisdiction. Will and Testament of the late
No. 3,451. Wewelwela Hakuruhebage Babune,
deceased, of Ehalape.

Maragoda Hewage Arnolis of Gallala Petitioner.
Vs.

- (1) Wewelwela Hakuruhebage Piyadasa of Ehalape,
(2) Maragoda Hakuruhebage Agostina of ditto,
(3) Paragahadurage Babanis of ditto. Respondents.

THIS matter coming on for disposal before M. Prasad, Esq., District Judge of Matara, on September 11, 1928, in the presence of Mr. E. P. Wijetunge, Proctor, on the part of the petitioner, Maragoda Hewage Arnolis; and the affidavit of the said petitioner dated July 18, 1928, affidavit of the said scribing witnesses and the attesting notary dated July 11, 1928, together with the last will No. 1,386 dated January 3, 1925, having been read:

It is ordered that the will of Wewelwela Hakuruhebage Babune, deceased, dated January 3, 1925, and now deposited in this court be and the same is hereby declared proved, unless the respondents above named or any person or persons interested shall, on or before November 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Maragoda Hewage Arnolis is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the above-named respondents or any person or persons interested shall, on or before November 28, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 11, 1928.

M. PRASAD,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Murugar Nagamuttu of Karayoor,
No. 6,726. deceased.

Annappillai, widow of Murugar Nagamuttu of
Vannarponnai East Petitioner.

Nagamuttu Sellathurai of ditto Respondent.

THIS matter of the petition of Annappillai, widow of Murugar Nagamuttu of Vannarponnai, praying for letters of administration to the estate of the above-named deceased, Murugar Nagamuttu of Karayoor, coming on for disposal before J. C. W. Rock, Esq., District Judge, on March 25, 1928, in the presence of Mr. K. V. Sinnathurai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 19, 1928, having been read: It is declared that the petitioner is the widow 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 29, 1928, show sufficient cause to the satisfaction of this court to the contrary.

June 26, 1928.

J. C. W. ROCK,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of Annapillai, wife of Ampalavanar Nagalingam of Karaidivu, Jaffna, late of Kroh Upper Burma Perak, in Federated Malay States, deceased.

Kandar Sabapathy of Karaidivu, Jaffna Petitioner.
Vs.

- (1) Nagalingam Sivasubramaniam, (2) Thanuskodi-ammah, daughter of Nagalingam, (3) Paramu Ampalavanar, and (4) Ampalavanar Nagalingam, all of Karaidivu, Jaffna; the 1st and 2nd respondents are minors appearing by their guardian *ad litem* the 3rd respondent Respondents.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on August 22, 1928, in the presence of Mr. A. Arumugam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 24, 1928, having been read: It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the minors, the 1st and 2nd respondents, for the purpose of protecting their interests and of representing them in this case, and that the petitioner be declared entitled to have letters of administration to the estate of the said intestate be issued to him, unless the respondents or any other persons interested shall appear before this court on October 4, 1928, and show cause to the contrary.

September 24, 1928.

J. C. W. ROCK,
District Judge.

Time to show cause extended to November 29, 1928.

J. C. W. ROCK,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Kanapathiar Veerakathy of Kara-
No. 6,900. veddy West, deceased.

Meenadchpillai, widow of Veerakathy of Kara-
veddy West Petitioner.

And

- (1) Parupathy, daughter of Veerakathy (minor) appearing by her guardian *ad litem* (2) Kanapathiar Kathirkamu of Kara veddy West. Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 2nd respondent be appointed guardian *ad litem* over the 1st minor respondent and for grant of letters of administration over the estate of the above-named deceased, coming on for disposal before J. C. W. Rock, Esq., District Judge, on September 24, 1928, in the presence of Mr. S. Cumarasuriar, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated September 17, 1928, having been read: It is declared that the 2nd respondent be appointed guardian *ad litem* over the 1st minor respondent for the purposes of this action, and that the petitioner is the widow of the deceased intestate and is entitled to have letters of administration to the estate of the said deceased issued to her, unless the respondents or any other persons shall, on or before November 27, 1928, show sufficient cause to the satisfaction of this court to the contrary.

November 5, 1928.

J. C. W. ROCK,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sellachchy, widow of Kanapathipillai of Mandaitive, deceased.
No. 6,906

Subramaniam Kanapathippillai of Mandaitive. Petitioner.
Vs.

- (1) Valliammai, widow of Vallipuram, (2) Chelappah Subramaniam, (3) his wife, Sinnathangam, (4) Marimuttu, daughter of Vallipuram, (5) Umayattai, daughter of Vallipuram, (6) Kasupathy, daughter of Vallipuram, (7) Vallipuram Selvaratnam, all of Mandaitive Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 1st respondent be appointed guardian *ad litem* over the minors, the 5th, 6th, and 7th respondents, and for the grant of letters of administration, coming on for disposal before James Joseph, Esq., Additional District Judge, Jaffna, on November 6, 1928, in the presence of Mr. R. Sivagurunathan, Proctor, for petitioner; and the affidavit of the petitioner dated September 30, 1928, having been read:

It is ordered that the above-named 1st respondent be appointed guardian *ad litem* over the minors, the 5th, 6th, and 7th respondents, and that letters of administration be granted to the petitioner as he is a judgment-creditor of the deceased intestate and be issued to him accordingly, unless the respondents or any other person shall, on or before December 4, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. C. W. Rock,
District Judge.

November 9, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
No. 6,923. Chinnathangam, wife of Pena Velupillai Iliathamby of Karanavai North, deceased.

Sivasankara Iyer Sathasivakkurukkal of Thumpalai Petitioner.

- (1) Pena Velupillai Iliathamby, (2) Iliathamby Chithamparappillai, (3) Annappooranam, daughter of Iliathamby, (4) Iliathamby Selvarajah, (5) Iliathamby Senthil Arumugam, (6) Iliathamby Kathiravelu, all of Puloly East Respondents.

THIS matter of the petition of the above-named petitioner, praying that the 1st respondent be appointed guardian *ad litem* over the 2nd, 3rd, 4th, 5th, and 6th respondents, and that letters of administration of the estate of the above-named Chinnathangam, coming on for disposal before J. C. W. Rock, Esq., District Judge, on October 16, 1928, in the presence of Mr. S. Subramaniam, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the 1st respondent be appointed guardian *ad litem* over the 2nd, 3rd, 4th, 5th, and 6th respondents and that letters of administration of the estate of the late Chinnathangam, wife of Pena Velupillai Iliathamby be issued to the petitioner, unless the respondents or any other person shall show sufficient cause to the contrary on or before November 27, 1928.

J. C. W. Rock,
District Judge.

November 15, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sinnatamby Tambyaiyah of Navaly,
No. 6,927. deceased.

Ranimuttu, widow of Tambyaiyah of Navaly. Petitioner.

Vs.

- (1) Tambyaiya Thirunavukarasu, (2) Saraswathamma, daughter of Tambyaiya, (3) Tambyaiya Mahalingam, (4) Kamalambikai, daughter of Tambyaiya, (5) Sivagnanam, daughter of Tambyaiya, (6) Kovinthan Tambipillai of ditto Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 7th respondent be appointed guardian *ad litem* over the minors, 1st, 2nd, 3rd, 4th, 5th, and 6th respondents, 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, on October 23, 1928, in the presence of Mr. E. Murugesampillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 20, 1928, having been read: It is ordered that the above-named 7th respondent be appointed guardian *ad litem* over the minors, 1st, 2nd, 3rd, 4th, 5th, and 6th respondents, for the purpose of representing them in this case, and that letters of administration to the estate of the above-named deceased as his lawful widow, unless the above-named respondents appear before this court on November 29, 1928, and state objections or show cause to the contrary.

J. C. W. Rock,
District Judge.

October 31, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate of the
Jurisdiction. late Kanapathiar Ponnampalam of
No. 6,928. Vaddukkodai West, Jaffna, who died
at Pudu Kuala Lumpur in the
Federated Malay States, deceased.

Sivagamippillai, widow of Kanapathiar Ponnampalam of Vaddukkodai West Jaffna. Petitioner.

Vs.

- (1) Ponnampalam Kathiravelupillai and (2) Ponnampalam Vinayagamorthy, minor, both of Vaddukkodai West Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 1st respondent be appointed guardian *ad litem* over the minor, the 2nd respondent, and that letters of administration be granted to the petitioner in respect of the estates of the above-named deceased, coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on October 24, 1928, in the presence of Mr. A. Mudr. Velupillai, Proctor, for the petitioner; and the affidavit of the petitioner having been read:

It is ordered that the said 1st respondent be appointed guardian *ad litem* over the minor, 2nd respondent, and that letters be granted to the petitioner as the lawful widow of the deceased, unless the respondents show sufficient cause to the satisfaction of this court to the contrary on November 29, 1928.

J. C. W. Rock,
District Judge.

October 3, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sinnatangam, widow of Vyramuthu
No. 6,932. of Vannarponnai East, Jaffna, late of
Seremban in Federated Malay States,
deceased.

Nagamuthar Sinnappa of Vaddukoddai West. Petitioner.

(1) Thiagar Kumarakuru and (2) Thiagar Sanmuga-
nathan, both of Vannarponnai North-east,
presently of Swan MacLaren & Co. Kuala
Lumpur Respondents.

THIS matter of the petition of the above-named
petitioner, praying for letters of administration to the
estate of the above-named deceased, Sinnatangam,
widow of Vyramuthu, coming on for disposal before
J. C. W. Rock, Esq., District Judge, on October 25,
1928, in the presence of Mr. J. M. T. Cooke, Proctor,
on the part of the petitioner; and the affidavit of the
petitioner dated October 25, 1928, having been read:
It is declared that the petitioner, as the attorney of the
sole heir of the said intestate, is entitled to have letters of
administration to the estate of the said intestate issued
to him, unless the respondents or any other persons shall,
on or before November 29, 1928, show sufficient cause
to the satisfaction of this court to the contrary.

November 2, 1928.

J. C. W. ROCK,
District Judge.

In the District Court of Mannar.

Order Nisi.

Testamentary In the Matter of the Estate of
Jurisdiction. Kappudayar Neinamohamado, late
No. 406. of Siruvilankuli in Mantai North,
deceased.

Kachchumohamado Meeramohaiadeen of Siruvilan-
kuli in Mantai North Petitioner.

Vs.

(1) Mohamado Rahumattumma, widow of Neina-
mohamado, (2) Asiaumma, wife of Meeramohai-
adeen, (3) Neinamohamado Sainulabideen, (4)
Pattumuttu, daughter of Neinamohamado, all
of Siruvilankuli in Mantai North Respondents.

THIS matter of the petition of Kachchumohamado
Meeramohaiadeen, praying for letters of administration
to the estate of the above-named deceased, Kappudayar
Neinamohamado, coming on for disposal before L. D. C.
Hughes, Esq., District Judge, on November 2, 1928,
in the presence of Mr. S. Anantham, Proctor, on the
part of the petitioner; and the affidavit of the petitioner
dated November 2, 1928, having been read: It is
declared that the petitioner is the son-in-law of the
said intestate and is entitled to have letters of adminis-
tration to the estate of the said intestate issued to him,
unless the respondents or any other person shall, on or
before November 30, 1928, show sufficient cause to the
satisfaction of this court to the contrary.

It is further declared that the 1st respondent be
appointed guardian *ad litem* of the 3rd and 4th res-
pondents for the purpose of representing them in these
proceedings, unless the respondents above named shall,
on or before the said date, show sufficient cause to the
satisfaction of this court to the contrary.

November 2, 1928.

L. D. C. HUGHES,
District Judge.

In the District Court of Mannar.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Savundari, widow of Christogu of
No. 407. Alankulam, deceased.

Maria, widow of Jaccovu of Alankulam Petitioner.

Vs.

(1) Neekilan Anthony and wife (2) Anal of Alan-
kulam, (3) Christogu Soosanal of Andankulam,
(4) Lawrence Soosanal of Andankulam, (5) Anthu
Marku Santhan of Karunkandal, Vanna-
kulam Respondents.

THIS matter of the petition of Maria, widow of
Jaccovu of Alankulam, praying for letters of adminis-
tration to the estate of the above-named deceased, coming
on for disposal before Leslie Donald Charleton Hughes,
Esq., District Judge, on November 8, 1928, in the
presence of Mr. A. L. Savundranayagam, Proctor,
on the part of the petitioner; and the affidavit of the
petitioner dated November 8, 1928, having been read:
It is declared that the petitioner is the 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 respondents or any other person shall, on or before
November 30, 1928, show sufficient cause to the satis-
faction of this court to the contrary.

It is further ordered that the 5th respondent be
appointed guardian *ad litem* of the 3rd and 4th res-
pondents, unless the respondents shall, on or before
November 30, 1928, show sufficient cause to the satis-
faction of this court to the contrary.

November 8, 1928.

L. D. C. HUGHES,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Application for
Jurisdiction. Letters of Administration, with the
No. 251. Will annexed, of Dr. John Thambi-
pillai Nagapper of Batticaloa, de-
ceased.

Belichore Emmanuel, Secretary of the District
Court of Batticaloa Petitioner.

Vs.

(1) Robert William Nagapper, (2) Grace Frances
Kadramer, (3) Daniel William Nagapper, (4)
Navaretnam alias Nakaretnam Nagapper, (5)
Vairamattu Rasiah of Amirtakaj, (6) Rev. S. K.
Ponniah, Church of England Missionary of Batti-
caloa, (7) the Hon. the Attorney-General
as representing the Ceylon Government, of
Colombo Respondents.

THIS matter coming on for disposal before G. C.
Thambyah, Esq., District Judge of Batticaloa, on
November 8, 1928, in the presence of Mr. D. M.
Kadramer, Proctor, on the part of the petitioner; and
the affidavit and petition of the petitioner dated
November 8, 1928, having been read:

It is ordered that the petitioner, be and he is hereby
declared entitled, as the Secretary of the District Court
of Batticaloa, to administer the estate of the deceased,
and that letters of administration, with the will annexed,
do issue to him accordingly, unless the above respondents
or any other person or persons interested shall, on or
before December 6, 1928, show sufficient cause to the
satisfaction of this court to the contrary.

November 8, 1928.

G. C. THAMBYAH,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. A. M. Mohamado Mariammal of Devi-
No. 290. patam, deceased.

M. M. O. Ahamado Meerasaibo Hadjar of Batticaloa Petitioner.

-Vs.

- (1) M. Moheydeen Pakeer Hamidu of Devipatam, (2) M. M. Seeni Moheydeen of ditto, (3) M. M. Moheydeen Mamunalebbe of Batticaloa, (4) M. M. Moheydeen Aliar of ditto, (5) M. O. Mohamado Meeracanny Pulaver of ditto, (6) M. O. Moheyadin Aliar of ditto, (7) M. A. Seku Davidu of Pottuvil Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Batticaloa, on October 30, 1928, in the presence of Mr. D. W. Kadramer, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated October 29 and 30, 1928, respectively, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as a first cousin and heir of the deceased, to administer the estate of the deceased, and that letters of administration do issue to him accordingly, unless the above respondents or any other person or persons interested shall, on or before December 4, 1928, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH,
District Judge.

October 30, 1928.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Estate of Santiago
Jurisdiction. Rodrigo of Bolawatta, deceased.
No. 1,882.

Isabel Mirando of Bolawatta Petitioner.

-Vs.

- (1) Benedick Rodrigo, (2) Lazar Rodrigo, (3) Eulalia Rodrigo, (4) Graciano Rodrigo, all of Bolawatta Respondents.

THIS matter coming on for final disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on October 9, 1928, in the presence of Mr. C. V. M. Pandittsekere, Proctor, of the firm of Messrs. Cooke & Pandittsekere, Proctors, on the part of the petitioner; and the affidavit of the said petitioner dated October 9, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as husband of the deceased above named, to have letters of administration to his estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1928, show sufficient cause to the satisfaction of this court to the contrary.

M. A. ARULANANDAN,
District Judge.

October 31, 1928.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Vitana Araccillage Singho Appuhamy
No. 1,295. of Alpitiya, deceased.

Vitana Araccillage Kiri Banda of Alpitiya... Petitioner.
Vs.

- (1) Vitana Araccillage Mohotti Appuhamy, minor, by his guardian *ad litem*, (2) ditto Podi Appuhamy of Alpitiya Respondents.

THIS matter coming on for final disposal before S. D. Dhondy, Esq., District Judge, Kegalla, on September 14, 1928, in the presence of Mr. A. A. Wickramesinghe, Proctor, on the part of the petitioner; and his affidavit and petition dated September 13 and 14, 1928, respectively, having been read:

It is ordered and declared that the 2nd respondent above named, as the brother of the 1st respondent, minor, is a fit and proper person to be appointed guardian *ad litem* over the said minor, and that such appointment will be made accordingly, and that the above-named petitioner, as nephew of the deceased, is entitled to letters of administration issued to him, and that such letters will be issued to him accordingly, unless the respondent above named or any person or persons interested in the matter shall, on October 31, 1928, show sufficient cause to the satisfaction of the court to the contrary.

S. D. DHONDY,
District Judge.

September 14, 1928.

The above Order Nisi is extended to December 12, 1928.

S. D. DHONDY,
District Judge.

September 14, 1928.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Patirannehelage Appuhamy of Naran-
No. 1,307. bedda, deceased.

Jayaweera Achchillage Ukku Menika of Naranbedda Petitioner.

-Vs.

- (1) Patirannehelage Kiri Mudiyanse, (2) ditto Pinghamy, (3) ditto Kiri Banda, (4) ditto Rammenika, all of Naranbedda, minors, by their guardian *ad litem*, (5) Jayaweera Achchillage Mudalihamy of Walakumbura Respondents.

THIS matter coming on for disposal before S. D. Dhondy, Esq., District Judge, Kegalla, on November 2, 1928, in the presence of Mr. A. A. Wickramesinghe, Proctor, on the part of the petitioner above named; and her affidavit and petition dated September 3 and 12, 1928, respectively, having been read:

It is ordered and declared that the 5th respondent above named, as the maternal uncle of the above-named 1st, 2nd, 3rd, and 4th respondents, minors, 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, as the widow of the deceased above named, is entitled to have letters of administration issued to her, and that such letters will be issued to her accordingly, unless the respondents above named or any other person or persons interested in the matter shall, on December 11, 1928, show sufficient cause to the satisfaction of this court to the contrary.

S. D. DHONDY,
District Judge.

November 2, 1928.

PASSED ORDINANCE.

J 55/26

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

No. 27 of 1928.

An Ordinance to amend the Prevention of Crimes Ordinance, No. 2 of 1926.

H. J. STANLEY.

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

1 This Ordinance may be cited as the Prevention of Crimes Ordinance, No. 27 of 1928.

Short title.

2 The following section shall be substituted for section 10 of the principal Ordinance, viz.:—

Preventive detention.

10. (1) Where any person, charged before the Supreme Court or a District Court with a crime committed after the passing of this Ordinance, is convicted by the court and sentenced to a term of not less than one year's rigorous imprisonment, and such person subsequently admits that he is, or is found by the court on indictment to be, a person habitually addicted to crime, the court, if of opinion that by reason of his criminal habits and mode of life it is expedient for the protection of the public that such person should be kept in detention for a lengthened period of years, may pass a further sentence ordering that, on the determination of the sentence of rigorous imprisonment, he be detained for such period not exceeding five nor less than three years, as the court may determine, and such detention is herein referred to as preventive detention.

(2) A person shall not be found to be a person habitually addicted to crime unless the court finds on evidence—

- (a) (i.) That since attaining the age of sixteen years he has, whether before or after the passing of this Ordinance, been convicted of a crime at least three times previously to the conviction of the crime with which he is charged; and
- (ii.) That he has on such previous convictions been sentenced to not less than three years rigorous imprisonment in the aggregate; and
- (iii.) That he is leading persistently a dishonest or criminal life; or
- (b) That he has on any of such previous convictions been found to be a person habitually addicted to crime and sentenced to preventive detention.

(3) Any statement, evidence, or document recorded or tendered under sections 5 or 6, relating to any previous conviction of the person charged before the court, may be put in and used as evidence under sub-section (2).

(4) No proceedings whatsoever, except service of notice under sub-section (5), shall be taken under this section against any person for being a person habitually addicted to crime until he has been arraigned on an indictment charging him with a crime and unless on such arraignment he has pleaded guilty or has been found guilty by the court.

(5) In an indictment under this section against any person for being a person habitually addicted to crime, it shall be sufficient to state that such person is a person habitually addicted to crime and the court shall, unless he pleads guilty to being a person habitually addicted to crime, inquire whether he is a person habitually addicted to crime :

Provided that no person shall be arraigned on an indictment for being a person habitually addicted to crime unless not less than seven days notice thereof has been served on him. Such notice shall specify the previous convictions and other grounds upon which it is intended to found the charge, and may be served on such person by the Police Magistrate before forwarding the proceedings under sections 5 (4) or 6 (2).

(6) A court in deciding whether an offender is a person habitually addicted to crime or not shall pay due regard to the conduct of the accused since his last release from jail, and may admit evidence as to the character and repute of the accused and the accused may tender similar evidence. For these purposes the court may postpone the case from time to time, and remand the accused or admit him to bail.

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

No. 15 of 1898,
IV. 155.

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

C. C. WOOLLEY,
Clerk to the Council.

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

C. C. WOOLLEY,
Clerk to the Council.