



THE CEYLON GOVERNMENT GAZETTE

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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.

DISTRICT AND MINOR COURTS NOTICE.**Sale of old "Gazettes," Point Pedro Courts.**

AN auction sale of *Government Gazettes* from 1906 to 1926 will be held at the Police Court, Point Pedro, on Wednesday, December 5, 1928, at 11 A.M.

2. Payment in full of the successful bid should be made at the time of sale.

3. All the *Gazettes* sold should be removed before the expiration of three days after the date of approval of the sale.

Police Court,
Point Pedro, November 12, 1928.

L. J. SENEVIRATNE,
Police Magistrate.

NOTICES OF INSOLVENCY.

14 Post
In the District Court of Colombo.

No. 3,729. In the matter of the insolvency of A. L. Charles Perera and K. Romanis Fernando, both of Fifth Cross Street, Pettah, carrying on business in partnership under the name, style and firm of A. L. C. Perera & Co.

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 11, 1928, for the appointment of an auditor and the declaration of a dividend.

By order of court, A. E. PERERA,
Colombo, November 23, 1928. for Secretary.

20 Post
In the District Court of Colombo.

No. 3,883. In the matter of the insolvency of Eugene Norman Perera of Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 18, 1928, to prove a claim of Miller & Company, Limited, of Colombo.

By order of court, P. DE KRETZER,
Secretary.

In the District Court of Colombo.

No. 3,898. In the matter of the insolvency of R. E. de M. Joseph of Colpetty lane, Colombo.

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

By order of court, A. E. PERERA,
Colombo, November 23, 1928. for Secretary.

Post
In the District Court of Colombo.

No. 3,684. In the matter of the insolvency of Shoona Bawa Saibo of 16, Dam street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 11, 1928, for the appointment of an auditor.

By order of court, A. E. PERERA,
Colombo, November 27, 1928. for Secretary.

In the District Court of Kandy.

No. 1,809. In the matter of the insolvency of Walter Edward Alwis of Gampola.

WHEREAS Walter Edward Alwis of Gampola, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by

H. M. Ally of Gampola, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Walter Edward Alwis insolvent accordingly; and that two public sittings of the court, to wit, on January 11, 1929, and on February 1, 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. MORTIMER,
Kandy, November 19, 1928. Secretary.

In the District Court of Kandy.

No. 1,810. In the matter of the insolvency of Peter Bernard Samarakoon of Polgaha-anga, in Udunuwara.

WHEREAS Peter Bernard Samarakoon of Polgaha-anga, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Atapattu Robert Wijekoon of Weligala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Peter Bernard Samarakoon insolvent accordingly; and that two public sittings of the court, to wit, on January 11, 1929, and on February 8, 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. MORTIMER,
Kandy, November 19, 1928. Secretary.

In the District Court of Nuwara Eliya holden at Hatton.

No. 19. In the matter of the insolvency of S. K. A. de Silva of Kotagala.

WHEREAS S. K. A. de Silva has filed a declaration of insolvency and a petition for the sequestration of his own estate, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. K. A. de Silva insolvent accordingly; and that two public sittings of the court, to wit, on December 19, 1928, and on January 9, 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, T. A. WIJETUNGE,
Hatton, November 27, 1928. Acting Secretary.

In the District Court of Galle.

No. 571. In the matter of the insolvency of Hewawasan Bentotage Arlis Appuhamy of Metaramba.

NOTICE is hereby given that a certificate meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 20, 1928.

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

In the District Court of Galle.

No. 580. In the matter of the insolvency of Balage Charles Silva of Galle.

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

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

NOTICES OF FISCALS' SALES.

Western Province.

In the Supreme Court of the Island of Ceylon.

In the Matter of an Application for a Writ of Habeas Corpus Warrants to set aside the Village Committee Elections of Kaduwela Liyanage Marthenis Perera of Talangama North Petitioner.

No. 276. Vs.

(1) H. D. D. Gunasekera, Vidane Arachchi, of Ranala, (18) A. E. Abeyratna, Mudaliyar, of Hewagam korale and others Respondents.

NOTICE is hereby given that on Thursday, January 10, 1929, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said petitioner in the following property for the recovery of the sum of Rs. 283.75, and further costs Rs. 191.75 which the said 18th respondent has recovered against the said petitioner, less Rs. 200, viz. :—

A portion of all that land called Maragahawatta with the buildings standing thereon, situated at Talangama North in the Palle pattu of Hewagam korale, in the District of Colombo, Western Province; bounded on the north and east by high road, south by a portion of this same land, west also by a portion of this same land; containing in extent about 1 acre more or less.

Fiscal's Office, R. O. DE SARAM,
Colombo, November 28, 1928. Deputy Fiscal.

In the District Court of Negombo.

S. P. L. Meenatchi Sundaram Pulle of Negombo Plaintiff.

No. 2,572 Vs.

Lokupothagamage Don John Senanayake Appuhamy and (2) ditto Dona Elsi Senanayake, both of Diyagampola Defendants.

NOTICE is hereby given that on Tuesday, January 8, 1929, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 10,710, with interest on Rs. 10,500 at the rate of 12 per cent. per annum from July 17, 1928, till October 2, 1928, and thereafter on the aggregate amount at 9 per cent. per annum till payment, and Rs. 229.25 costs, less Rs. 2,000, viz. :—

At 2 P.M.

1. An undivided $\frac{1}{2}$ share of the land called Polkotuwamukalana, situated at Divuldeniya in the Yatigaha pattu of Hapitigam korale, in the District of Negombo, Western Province; and bounded on the

north-east and east by land described in plan No. 56,979, south-east by land belonging to H. H. Jana, H. H. Kalumarandami, and Karonchia and Mansa-ela, south and south-west by land belonging to H. H. Kaluwa, H. H. Jana, Ranhami Karonchia, and Mansa-ela, west by land described in plan No. 56,980, and north-west by the road; containing in extent 50 acres.

At 2.30 P.M.

2. An undivided $\frac{1}{2}$ share of lot "A" of the land called Kirideminnehena and Talgahahena, situated at Diyagampola in Yatigaha pattu of Hapitigam korale, in the District of Negombo, Western Province; and bounded on the north-east by lot "B" of this land, south by high road from Negombo to Giriulla, south-west by land of J. M. Rodrigo, and north-west by Maha-oya; containing in extent 13 acres 1 rood and 22.29 perches.

Fiscal's Office, R. O. DE SARAM,
Colombo, November 28, 1928. Deputy Fiscal.

In the District Court of Colombo.

Brown & Co., Limited, Fort, Colombo Plaintiffs.

No. 22,152. Vs.

(1) M. A. Podisingho of Kandy road, Kadawata, and another Defendants.

NOTICE is hereby given that on Friday, January 11, 1929, at 2 P.M., will be sold by public auction at this office the following property for the recovery of the sum of Rs. 560, with interest thereon at 9 per cent. per annum from December 16, 1926, till payment in full, and costs of suit taxed at Rs. 547.25, less Rs. 500, viz. :—

All that the principal sum of Rs. 1,000 and interest thereon at 6 per cent. per annum due to the 1st defendant above named under and in respect of bond No. 5,493 dated July 1, 1926, attested by G. D. W. Seneviratne, Notary Public, and the mortgage and hypothecation created by the said bond over all that land called Migahawatta, situated at Karagahamuna in Siyane korale in Adikari pattu, Colombo District, Western Province; bounded on the north by the land of Bunja Fernando, on the east by the land of Wathukaradewage Levinis Fernando, on the south by the land of D. P. R. Weerasekera and land of Levinis Fernando, and on the west by high road from Kadawata to Welisara; containing in extent 1 acre.

Fiscal's Office, R. O. DE SARAM,
Colombo, November 28, 1928. Deputy Fiscal.

In the District Court of Colombo.

(1) Hellesge 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 Thursday, January 17, 1929, at 2 P.M., will be sold by public auction at Gonamaditta estate, Kesbewa, 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 defendant's interest in and to the lease bond No. 937 dated April 28, 1920, and attested by C. V. Wickramasinghe, Notary Public.

Fiscal's Office, Colombo, November 28, 1928.

R. O. DE SARAM, Deputy Fiscal.

In the District Court of Colombo.

R. S. Fernando of 28, Kayman's Gate, Colombo Plaintiff.

No. 26,692. Vs.

I. A. Don Cornelis Hamy Blacksmith of Riverside, Nogombo road, Peliyagoda Defendant.

NOTICE is hereby given that on Monday, January 7, 1929, at 2 P.M., will be sold by public auction at the residence of the defendant at Peliyagoda the following movable property for the recovery of the sum of Rs. 600, with legal interest thereon from February 2, 1928, till payment in full, and damages at Rs. 50 per month from February 1, 1928, till possession of the above premises is restored, and costs of suit, viz. :—

- | | |
|-----------------------------|------------------------|
| 1 fire extinguisher | 2 machines |
| 1 Worthington pump | 1 heap old iron pieces |
| 2 boilers (steam, Marshall) | about 5 tons |
| 1 hand-bailing machine | 1 iron balance |
| 1 iron trolley | |

Fiscal's Office, Colombo, November 28, 1928.

R. O. DE SARAM, Deputy Fiscal.

In the Court of Requests of Colombo.

M. Mohamadu Ismail of Driberg's lane, Colombo Plaintiff.

No. 47,076. Vs.

J. B. Imbuldeniya of 289, 2nd Division, Maradana, Colombo Defendant.

NOTICE is hereby given that on Saturday, December 22, 1928, at 11 A.M., will be sold by public auction at 289, 2nd Division, Maradana, the following movable property for the recovery of the sum of Rs. 150, to wit, Rs. 70 being claim and Rs. 80 being damages, and further damages at Rs. 40 a month from November 1, 1928, till plaintiff is restored to possession, and also costs of suit taxed at Rs. 28·25, viz. :—

- | | |
|---------------------|-----------------------|
| 2 printing machines | 1 common wood counter |
| 5 cases with types | 1 jak large teapoy |
| 1 hanging lamp | 1 jak table |
| 1 jak small almirah | 1 jak damaged chair |

Fiscal's Office, Colombo, November 28, 1928.

R. O. DE SARAM, Deputy Fiscal.

In the District Court of Kalutara.

(5) Sirimavo Kustan Perera of Maha-aruggoda, (18) Suran Carlina of ditto, (25) Muhandirango Aron Rodrigo of ditto, (26) ditto Agida Rodrigo of ditto, (27) ditto Ransohamy of ditto, (27A) ditto Missihamy of ditto, (29) Malalage Marthenis Peiris of ditto, (31) Balage Seneris Perera of ditto, as administrators of the estate of the 9th Peiris plaintiff, (29) Malalage Marthenis Peiris, judgment-creditor Plaintiffs.

No. 7,619. Vs.

(1) Aron Singho of Dematagoda in Colombo, (2) Podi Singho of ditto, (3) Nansi Nona of ditto, (4) Engo Nona of ditto, (5) Wettasinghage John of Maha-aruggoda, (6) ditto Rosa Nona of ditto, (7) ditto Podi Sinno of ditto; (8) Mutugalage Siman Perera of ditto Defendants.

NOTICE is hereby given that on Saturday, December 22, 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 5, 18, 25, 26, 27, 27A, 29, and 31 plaintiffs, 1 to 8th defendants, in the following property for the recovery of Rs. 1,725·50, viz. :—

1. The soil, buildings, and all things thereon of lot H of the land called Koswatta alias Unchilla Udumullawatta, situated at Maha-aruggoda in Panadure totamune in the District of Kalutara; and bounded on the north by lot G, east by lot N, south by land belonging to S. Cornelis Perera and lot marked J, and west by cart road; and containing in extent 1 acre and 20 perches.

2. 1/16 share of the soil and of all things thereon of lot C of the same land, situated at the same village; and bounded on the north by cart road, east by lot marked D and cart road, south by lot marked F, and west by lands belonging to U. T. Perera and S. Cornelis Perera; and containing in extent about 37½ perches.

3. 1/16 share of the soil and of all things thereon of lot D of the same land, situated at the same village; and bounded on the north by cart road, east by cart road, south by lot F, and west by lot C; and containing in extent about 14½ perches.

4. ¾ share of the soil and of all things thereon of lot N of the same land, situated at the same village; and bounded on the north by land reserved for cart road, east by lot marked M, south by land belonging to S. Cornelis Perera and others, and west by lots marked G and H; and containing in extent 1 acre and 32 perches.

5. The soil and all things thereon of lot G of the same land, situated at the same village; and bounded on the north by the land reserved for cart road, east by lot marked N, south by lot marked H, and west by cart road; and containing in extent 1 acre 3 roods and 16 perches.

6. The soil and all things thereon of lot F of the same land, situated at the same village; and bounded on the north by lots marked C and D, east by cart road, south by lands belonging to P. A. Perera and others, and west by land belonging to S. Cornelis Perera; and containing in extent 1 acre 2 roods and 4 perches.

7. The soil and all things thereon of lot M of the same land, situated at the same village; and bounded on the north by land reserved for S. K. Perera and others and for a cart road, east by field belonging to Emis Ranasingha, south by land belonging to S. Cornelis Perera and others, and west by lot marked N and land reserved for cart road; and containing in extent 1 acre 3 roods and 23 perches.

8. The soil and all things thereon of lot J of the same land situated at the same village; and bounded on the north by lot marked H, east by lot marked H and land belonging to S. Cornelis Perera and others, south by the land belonging to M. B. Perera and others and west by cart road; and containing in extent about 3 roads.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, November 27, 1928. Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Ana Suna Pana Nawenna Annamala Chetty of
Kandy Plaintiff.

No. 36,230. Vs.

(1) Sana Muttusamy Pillai of Kandy, (2) Sinnathamby Arumugam of Kundasala, (3) Arumugam Pillai of Kandy Defendants.

NOTICE is hereby given that on Friday, January 4, 1929, at 12 noon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 22,525 dated May 13, 1926, and attested by Mr. J. W. Wickramasinghe, Notary Public, and decreed to be sold under the decree entered in the above case for the recovery of the sum of Rs. 1,290, with interest thereon at the rate of 9 per cent. per annum from March 22, 1928, till payment in full, and costs, and the sum of Rs. 144, with interest thereon at 9 per cent. per annum from March 22, 1928, till payment in full, and poundage, viz. :—

All that allotment of land called Narangollehena of about 2 pelas paddy sowing in extent, situate at Moraluwaka in Kossinna in Gandahaye korale of Lower Hewaheta, in the District of Kandy, Central Province; and bounded on the east by kandura, south by Mudune-ethpara, west by ditto, and on the north by ditch of Arunasalem Konara's land; together with everything thereon and, which said land is subsequently surveyed and described as follows :—

All that land called Narangollewatta, situate at Kosinna aforesaid; and bounded on the north-east by Arunasalem Konara's land, south-east by kandura, south-west by Mudune-ethpara, and on the north-west by ditch; containing in extent by survey 3 acres and 21 perches as per plan dated April 8, 1926, and made by Mr. O. V. Bartholomuesz of Kandy, Licensed Surveyor, subject to a lease for 5 years created by deed No. 1,261 dated January 9, 1925, and attested by E. H. Wijenaike of Kandy, Notary Public. Registered G 84/79, G 130/239, Kandy, May 25, 1926.

Fiscal's Office, A. RANESINGHE,
Kandy, November 26, 1928. Additional Deputy Fiscal.

In the District Court of Kandy.

Seyd Mohamed Bai of 126, Colombo street,
Kandy Plaintiff.

No. 36,318. Vs.

(1) S. W. Alahakoon and wife (2) Mrs. Alahakoon,
both of Katugastota Defendants.

NOTICE is hereby given that on Saturday, January 5, 1929, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery

of the sum of Rs. 986, with legal interest at 9 per cent. per annum from April 24, 1928, till payment in full and poundage, viz. :—

The field called Ungedandawekumbura bearing assessment No. 116, situate at Palle Mahaiyawa within the town and Municipality and District of Kandy, Central Province; and containing in extent 1 acre and 1 rood; and bounded on the north by Katugastota road, on the east by land claimed by Isubu Lebbe, on the south by land described in plan No. 83,932, and on the west by land belonging to the temple.

Fiscal's Office, A. RANESINGHE,
Kandy, November 26, 1928. Additional Deputy Fiscal.

In the District Court of Kandy.

S. Susai Pillai of 77, Wolfendahl street,
Colombo, Plaintiff.

No. 34,893. Vs.

G. Missier of The Durbar, Kandy Defendant.

NOTICE is hereby given that on Saturday, December 22, 1928, at 11 o'clock in the forenoon, will be sold by public auction at the Fiscal's Office, Kandy, the right, title, and interest of the said defendant in the following property for the recovery of the balance sum of Rs. 1,058·27, with legal interest on Rs. 858·56 at 9 per cent. per annum from March 2, 1927, till payment in full, and poundage, viz. :—

The right, title, and interest of the defendant, G. Missier, in and to the unexpired term of the lease appearing in the lease bond No. 7,967 dated September 12, 1918, and attested by Mr. F. W. P. Gunawardene, Notary Public, of Kandy, in respect of the property and buildings mentioned below, viz. :—

All those contiguous lots of land marked B, D, E, X, and Y, with the buildings and plantations thereon, presently bearing assessment Nos. 89, 90, and 91, Katugastota road, Kandy, from and out of all that land called Rose Hill Estate *alias* Monarasingha Walawwewatta, situated at Mahaiyawa within the Municipal limits of Kandy, in the District of Kandy, Central Province; which said lots marked B, D, E, X, and Y are bounded on north-east by land belonging to Nittawala Vihare and Neket Heneya, south-east by Kader Patani Saibo's land, rail road and reservation, and Kirikarayagewatta, south by Trincomalee street, now known as Katugastota road, south-west by Crown land lot marked C and rail road and reservation, and west and north-west by lot marked A; containing in extent 8 acres 1 rood and 17 perches.

Fiscal's Office, A. RANESINGHE,
Kandy, November 21, 1928. Additional Deputy Fiscal.

In the District Court of Kandy.

Rawanna Mana Nana Rawanna Mana Ramasamy
Chetty of Matale Plaintiff.

No. 36,844. Vs.

L. D. Premadasa of Matale Defendant.

NOTICE is hereby given that on Monday, January 7, 1929, and on the following days, commencing at 12 noon on each day, will be sold by public auction at the premises bearing Nos. 670 and 671, Trincomalee street, Matale,

the following movable property of the defendant for the recovery of the sum of Rs. 865, with legal interest thereon from August 22, 1928, till payment in full, viz. :—

1 glass almirah
 1 glass almirah, glasses broken
 1 glass almirah, glasses broken
 1 small wooden shelf
 1 glass almirah, glasses broken
 1 glass almirah, glasses broken
 1 glass almirah, glasses broken
 1 small wooden shelf
 1 small wooden table
 1 small wooden almirah
 1 large glass show case
 1 small glass show case, glasses broken
 1 large glass show case, glasses broken
 1 jak wood large counter with one drawer
 1 riting table with two drawers
 1 jak wooden large counter with two drawers
 1 round teapoy
 1 wooden bench
 4 bentwood chairs
 2 Japan chairs
 1 large counter with two drawers
 1 wooden show case
 7 large pictures with frames
 1 small picture with frame
 5 dozen large plates
 ½ dozen half plates
 3 pairs cups and saucers
 3 large and 2 small cups
 7 large tumblers
 43 saucers of various kinds
 16 enamelled cheese plates
 1 tea pot
 8 large mixed plates
 1 glass bottle
 4 tea cups
 1 fork

In Almirah No. 1.

11 small bottles Cherry Blossom boot cream
 18 looking glasses of different kinds
 14 small boxes of boot polish
 6 half pound tins of arrowroot
 3 one pound tins of arrowroot
 1 two pound tins barley corn
 1 one pound tin had-docks
 3 twelve ounce tins of apple jelly
 6 feeding bottles

3 bottles of virol
 10 boxes of twinks
 3 bottles of electric balms
 4 small tins lodge sparking plugs
 2 empty powder boxes
 22 pencil erasures with box
 39 mouth organs in boxes
 15 baby soothers
 6 mapping books
 1 blank account book
 7 small blank books
 5 small blank books
 4 packets cheque list books
 2 pass books
 18 pairs Burmese sandals
 12 small pairs Burmese sandals
 5 pairs slippers
 2 pairs small shoes

In Almirah No. 3.

16 yards Japan chintz cloths, 1 roll piece
 16 yards brilliant cloths, 1 roll piece
 26 yards flower casement, 3 roll pieces (double)
 49 yards flower chintz cloths, 7 roll pieces
 11½ yards Alpassara cloths, 3 roll pieces
 16 yards Turkey red cloths, 2 roll pieces
 13½ yards nainsook cloths, 3 pieces
 5½ yards oats muslin cloths, 2 roll pieces
 20 yards organdy embroidery cloths, 5 pieces
 23½ yards empaset voile cloths, 5 roll pieces
 45 yards coloured voile, 4 roll pieces
 20 yards tullard cloths, 3 roll pieces
 12½ yards artificial silk, double width
 12 yards Indian silk, double width, 2 roll pieces
 12 yards silk voile, 3 roll pieces
 7 yards madapalam, 1 piece
 2½ yards Holland long cloth, 2 pieces
 3 yards brilliant cloths, 1 piece
 2 yards velvet and silk empaset, 1 piece
 15 yards Potti's cambride 3 pieces
 1½ yards gray cloths, 1 piece
 10 various cloth pieces

35 Palayakadu sarong cloths
 12 Gandi sarong cloths
 25 Gandi boys sarong cloths
 4 Gandi single stitched sarong cloths
 4 Palayakadu small sarong cloths
 7 seeme sarong cloths
 3 Maduramuttu sarong cloths
 15 small seeme sarong cloths
 10 seeme sarong cloths
 3 Palayakadu camboy cloths
 4 Palayakadu small camboy cloths
 5 seeme sarong cloths
 10 Melapalayan camboy cloths
 17 Melapalayan small camboy cloths
 16 Melapalayan small camboy cloths
 5 Melapalayan orunuree camboy cloths
 7 Melapalayan erimuri camboy cloths
 15 seeme camboy cloths
 20 seeme camboy cloths
 13 seeme camboy cloths
 4 wetti camboy cloths (gun mark)
 7 wetti sarong cloths (gun mark)
 20 seeme Palayakadu camboy cloths
 28 Gandi sarong cloths

In Almirah No. 10.

17 seeme sarong cloths
 9 urimuri sarong cloths
 15 seeme Palayakadu camboy cloths
 12 seeme Palayakadu sarong cloths
 9 seeme camboy cloths
 13 seeme camboy cloths
 8 seeme sarong cloths
 3 camboy cloths, gun mark
 9 seeme Palayakadu sarong cloths
 10 seeme sarong cloths
 6 Palayakadu sarong cloths
 4 seeme Palayakadu camboy cloths
 54 seeme Palayakadu large and small sarong cloths
 1 diamond silk camboy cloth (old)
 10 imitation silk sarong cloths
 14 kadugawarna sarong cloths
 20 kadugawarna sarong cloths
 11 Maduramuttu sarong cloths

16 Melapalayan small sarong cloths
 18 Melapalayan camba cloths
 34 Melapalayan small camboy cloths
 20 Melapalayan small camboy cloths
 6 Melapalayan Palayakadu sarong cloths
 3 yards canvas cloths
 44 small towels
 8 large towels
 1 bed sheeting
 7 kambi tundu cloths
 2 dozen Japan banians
 2 dozen Japan banians
 2 dozen Japan banians
 7 dozen Japan banians
 1 dozen Japan banians
 5 shirts in box
 2 shirts in box
 41 coloured pocket handkerchiefs
 2 hand bags
 2 small Japan boxes
 2 large woollen towels
 1 dozen pairs socks
 1 dozen pairs socks
 9 pairs socks
 1 dozen pairs socks
 1 dozen pairs socks
 1 dozen pairs socks
 2 dozen pairs ladies' socks
 1 dozen pairs socks
 1 dozen pairs tiger mark long socks
 3 dozen pairs long socks
 5 dozen pairs mixed
 1 dozen pair white socks

In Show Case No 13.

3 dozen pairs coloured socks
 10 pairs ladies' silk socks
 3 dozen pairs large and small mixed socks
 6 inner robes with red handkerchief (andana)
 1 Japan silk robe
 26 yards robe cloths
 23½ yards robe cloths, 2 pieces
 35 paper decoration flowers in box
 Paper decoration large flowers
 115 small paper decoration flowers
 14 collars
 11 packets of small candle sticks
 16 packets of large candle sticks
 6 boxes of blue light
 140 packets of crackers
 52 large and small pairs of coloured socks
 14 neck ties
 3 tins of colour powder
 12 small roll pieces of ribbon

20 spectacles of various colours
1 lot lamp wicks of various sizes

In Almirah No. 12.
2 glass lamp shades
1 doll
1 glass jewel show case
3 old gramophone records
4 empty powder boxes
53 cases pencil erasures
63 common penholders
16 coloured tin burners
5 leather bags
8 leather belts
15 leather belts
17 cloth belts
8 crocket belts
27 powder puff in boxes
1 brass box
1 brass plate
1 brass chembu
5 electric torches in box
2 scent bottles
27 thread balls of various colours
1 lot small balls thread in box
1 lot trimmings and laces &c., in box
4 foot rulers
1 lot rope silk in box
2 cards armllets
30 cigarette cases
17 money purses
26 sock suspenders in boxes
1 box thimbles
4 medicine bottles
5 scent bottles
32 common bangles
13 watch chains of various kinds
3 padlocks in box
2 looking glasses
2 strings of beads
1 lot buttons, hair slips, &c., in box
1 lot button in box
2 boxes collar pins
7 pipes in box
25 reels thread in box
1 box collar studs
1 box key rings
2 shaving brushes
22 mixed spoons
15 soap boxes
27 soap cakes in box
1 lot buttons
1 tin violet powder
1 lot containing buttons, bosy combs, button hooks, colour pencils, &c.
5 Japan banians
2 powder boxes

In Almirah No. 11.

4 boxes of toys
2 broken gramophones
4 pairs shoes and
8 pairs ladies' shoes
22 pairs children's shoes
3 helmets
3 helmets
8 boys' helmets
6 khaki helmets
8 children's felt hats
5 infants' hats
1 Kandyan hat
4 bottles scent
3 yards wadding
1 lot sandal sticks
1 lot coloured wall paper
1 lot tissue papers
14 gent's umbrellas
16 children's umbrellas
1 lot sandal sticks
15 Ceylon walking sticks
1 pencil stand
16 boxes of moonlight firework
26 boxes of crackers
1 box camphor
21 picture papers
42 large and small picture papers
1 lot foolscap paper
1 lot paper hats
18 flags with sticks
1 China umbrella
3 Wesak flags
7 old cloth belts
A figure of lion made of brass
15 copybooks
210 packets of crackers
15 brown cartridge paper,
15 roll pieces
2 needle cases with needles
35 glass chimneys with box
9 mixed pieces of clothes (remnants)
2 iron tongs and rod
1 porcupine quill box
1 tin box containing 1 screw driver and 2 iron tongs
1 tin box containing 4 pairs eye glasses
1 lot odds and ends in a box.
1 old coin
1 lot Wesak envelopes and cards
1 old basin
1 lot Wesak decorations
1 small old table
1 small chair, old
1 lot old planks, &c.
1 lot packing case, planks, &c.
1 lot packing cases, large and small
1 damaged billiard ball

Southern Province.

In the District Court of Matara.

Vana Ena Lena Shona Letchimanan Chetty of Galle Plaintiff.
No. 3,487. Vs.

Abdul Rahiman Mohamed of Kotuwegoda in Matara. Defendant.

NOTICE is hereby given that on Saturday, January 5, 1929, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of a sum of Rs. 6,419.74, with legal interest thereon from August 20, 1928, till payment:—

All the soil and fruit trees, together with all the buildings standing thereon, of the defined western $\frac{1}{2}$ portion of the land called Dewapannewalawwewatta bearing assessment No. 480, and situated at Pallimulla within the Urban District Council of Matara, Southern Province; and bounded on the north by river, east by a portion of the same land belonging to Joseph Perera, south by high road, and on the west by land belonging to Baas Muhandiram, now occupied by Kalutotarala; and containing in extent 1 acre.

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

Northern Province.

In the District Court of Jaffna.

Anthanimuttu Sellakkandu of Valvedditturai. . Plaintiff.
No. 22,389. Vs.

K. V. Markandan of Chankuvely Defendant.

NOTICE is hereby given that on Friday, December 21, 1928, commencing at 4.30 in the afternoon, will be sold by public auction at the respective spots the right, title, and interest of the said defendant in the following property for the recovery of Rs. 2,000, and costs being Rs. 48.60, poundage, and charges, viz.:—

1. An undivided $\frac{1}{2}$ share with its appurtenances of a piece of land situated at Sinkapakutevankurichy in Point Pedro parish, Vadamardchy division of the Jaffna District, Northern Province, called Thikka-munai, containing or reputed to contain in extent 2 lachms varagu culture and 3 kulies, with godown building; bounded or reputed to be bounded on the east by road, on the north by the property of the heirs of Walliammaippillai, wife of Sithamparappillai, and others, on the west by the property of the heirs of Vairamuttu Velauthampillai and others, and on the south by the property of Nagaratnam, widow of Namasivayam, and others.

2. An undivided $\frac{1}{4}$ share with its appurtenances of a piece of land situated at Sinkapakutevankurichy as aforesaid, called Thikkamunai, containing or reputed to contain in extent 3 $\frac{1}{2}$ kulies, with its appurtenances; bounded or reputed to be bounded on the east by the property of Nagaratnam, widow of Namasivayam, and others, on the north by property of Kanapathippillai Visuvalingam and others, on the west by property of the heirs of Vairamuttu Velauthampillai, and on the south by property of Nagaratnam, widow of Namasivayam, and others.

Deputy Fiscal's Office,
Matale, November 27, 1928.

F. DE S. JAYARATNE,
Additional Deputy Fiscal.

Fiscal's Office,
Jaffna, November 23, 1928.

J. P. KANTHYAH,
for Fiscal.

In the District Court of Jaffna.

Thanmavarathar Visuvalingam of Araly South. Plaintiff.
No. 23,542. Vs.

Annammah, widow of Ponnampalam Palanivelu of Araly North, administratrix of the estate of the late Ponnampalam Palanivelu in Testametary case No. 5,176, D. C., Jaffna . . . Defendant.

NOTICE is hereby given that on Saturday, December 22, 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 Ponnampalam Palanivelu in the following property for the recovery of Rs. 854.10, with interest on Rs. 500 at 12 per cent. per annum from March 29, 1928, till July 23, 1928, and thereafter on the aggregate amount at 9 per cent. per annum from July 23, 1928, until payment in full, and costs being Rs. 172.28, poundage, and charges, viz. :—

A piece of land situated at Tellippalai East in Tellippalai parish, Valigamam north division of the Jaffna District, Northern Province, called Kalanthalaikkaladdi, containing or reputed to contain in extent 6 lachams varagu culture, with its appurtenances and share of water of the common well standing on the north-eastern corner of the eastern boundary land and right of usual way and water-course; bounded or reputed to be bounded on the east by lane, on the north by property of Kanmany, widow of Visuvalingam, on the west by property of Sundaram, widow of Karthikesu, and on the south by the property of Parupathippillai, widow of Kathirgamathamby.

Fiscal's Office,
Jaffna, November 27, 1928.

J. P. KANTHYAH,
for Fiscal.

Eastern Province.

In the District Court of Colombo.

S. Sanmugam Sunderampillai and 8 others carrying on business under the name, style, and firm of S. S. V. & Co., 4th Cross street, Pettah, Colombo . . . Plaintiff.

No. 28,103. Vs.

Seyna Seyna Ana Mohamed Ibrahim Saibo of Puliantivu, Batticaloa. 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 spot the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 611.56, with legal interest thereon from May 29, 1928, till payment in full, and costs of suit, viz. :—

(1) The land marked "B," an extent of 8 acres 1 rood and 3 perches out of the extent of 16 acres 2 roods and 6 perches of the land called Villuthottam, situated at Kiran in Koralai pattu, Batticaloa District, Eastern Province; bounded on the east by the land of Sinnan, south by the property of S. S. A. according to deed, west by path leading to Kinnayadi, and north by the property of Kandaperumal; with all its rights.

(2) The land known as Vaddavanthottam bearing lot No. 3226 in preliminary plan No. 4,801 formed by joining together lands called Vaddavanvalavu, Illuppaiyadivalavu, and Mavadyvalavu, situated at Kiran in Koralai pattu, Batticaloa District, Eastern Province; and bounded on the east by Villukulam and land lot

No. 3227, south by land lot No. 3227, and the land described in plan No. 321,207 and land reserved for road, west by road, and on the north by land lot No. 3225; with all its rights.

Fiscal's Office,
Batticaloa, November 22, 1928.

S. TURAIYAPPAH,
Deputy Fiscal.

North-Western Province.

In the Court of Requests of Dandagamuwa.

J. A. D. Donis Appuhamy of Dunakadeniya. Plaintiff.
No. 7,546. Vs.

S. Andiappen of Dunakadeniya in Katugampola korale Defendant.

NOTICE is hereby given that on Saturday, January 5, 1929, at 1 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. :—

(1) Three acres from and out of Delgahamukalana of about 30 acres in extent, situate at Dunakadeniya in Katugampola korale south of Katugampola hatpattu, in the Kurunegala District of the North-Western Province; and bounded on the north by the land belonging to the heirs of Selan Appuhamy, on the east by Palliyewatta, on the south by land of Dr. Anthony and others, and on the west by cart road.

Amount Rs. 328.71, with legal interest on Rs. 300 from September 14, 1927, till payment in full, and poundage.

Fiscal's Office,
Kurunegala, November 26, 1928.

S. D. SAMARASINHA,
Deputy Fiscal.

In the District Court of Colombo.

G. H. Raymond of Colombo Plaintiff.
No. 23,111. Vs.

K. Albert Perera of Veyangoda Defendant.

NOTICE is hereby given that on Monday, January 7, 1929, at 1 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. :—

All that property called Delgahamulawatta and Wekandehena (now garden) of about 4 acres in extent, situate at Busnapahuwa in Dambadeni Udukaha korale of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by paddy field, east and south by Talahitiyagonne estate, west by Gansabhawa road.

Amount to be levied Rs. 336.70, with further interest on Rs. 314 at 10 per cent. per annum from March 22, 1927, till date of decree (May 30, 1927), and thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till payment in full, and costs of suit.

Fiscal's Office,
Kurunegala, November 27, 1928.

S. D. SAMARASINHA,
Deputy Fiscal.

In the District Court of Negombo.

A. T. A. R. Adappa Chetty of Negombo . . . Plaintiff

No. 1,678. Vs. 39 Rs 10/-

(1) Warnakula Weerasuriya John Fernando of Bolawatta . . . Defendant.

NOTICE is hereby given that on Saturday, January 5, 1929, 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 1st defendant in the following property for the recovery of Rs. 1,781.25, with interest on Rs. 1,500 at 15 per cent. per annum from May 7, 1927, till September 30, 1927, and thereafter at 9 per cent. per annum till payment, and poundage, viz. :—

(1) The land called Vellawatta *alias* Hunugalgodawatta, situated at Marawila in Yatakalan pattu of Pitigal korale south, in the District of Chilaw, North-Western Province; and bounded on the north and east by gardens of Mavuris Fernando, south by garden of

Hendrick Fernando; and west by seashore; containing in extent about 3 acres.

(2) The land called Diwulgahawatta *alias* Wannativila, situate at Marawila aforesaid; and bounded on the north by high road, east by land of Mavuris Fernando, south by Wannativila, and west by land of Siriyanu Fernando; containing in extent about 1½ acres.

(3) The several allotments of land called Kajugahawatta, Siyambalagahawatta, Ambagahawatta *alias* Siyambalagahawatta, Ehelagahawatta, Paragawapelpolagahawatta, and Kajugahawatta, adjoining each other, situate at Hattiniya in Yatakalan pattu aforesaid; and bounded on the north by gardens of Jagarias Annavirala and others, east by field belonging to the villagers, south by Devata road, and west by high road; containing in extent about 11 acres, exclusive of 12 coconut trees and their soil towards the south-western boundary.

Deputy Fiscal's Office,
Chilaw; November 27, 1928.

A. G. FERNANDO,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi. 36 Rs 8/-

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Paulis Peiris Suriapperuma of
No. 4,089. Welgama in the Gangaboda pattu of
Siyane korale, deceased.

Silvestri Peiris Suriapperuma of Welgama aforesaid Petitioner.

And

(1) Meechchiyana Ranasinghe, (2) Edward Peiris Suriapperuma, (3) Wilmot Peiris Suriapperuma, (4) Basthiyana Peiris Suriapperuma, (5) Cunrath Piris Suriapperuma, (6) Romeal Peiris Suriapperuma, (7) Salm Peiris Suriapperuma, (8) Bastian Peiris Suriapperuma, (9) Kula wathi Peiris Suriapperuma, (10) Harwath Peiris Suriapperuma, all of Welgama aforesaid. Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on September 11, 1928, in the presence of Mr. J. Rowland Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 10, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before October 25, 1928, show sufficient cause to the satisfaction of this court to the contrary.

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

The date for showing cause against this *Order Nisi* is extended for December 6, 1928.

J. W. R. ILANGAKOON,
District Judge.

In the District Court of Colombo.

Order Nisi. 35 Rs 8/-

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Don Pedro Ratnasekera of Elapitiwela in the Ragam pattu of Alutkuru korale, deceased.

Dona Balcina Jayasuriya of Elapitiwela aforesaid Petitioner.

And

(1) Dona Rosaline Ratnasekera, (2) Don John Ratnasekera, (3) Don Francis Ratnasekera, (4) Dona Mary Magdaline Muriel Ratnasekera, all of Elapitiwela aforesaid, appearing by their guardian *ad litem*, (5) Mellawa Arapakige Don Simon Appu of Nedurupitiya in the Ragam pattu aforesaid Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 19, 1928, in the presence of Mr. S. L. Gunasekera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 3, 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 22, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 19, 1928. J. W. R. ILANGAKOON,
District Judge.

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

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

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Mahapatanage Richard Perera No. 3,721. of Dalugama, deceased.

Mahapatanage Abraham Perera of Dalugama...Petitioner.

And

- (1) Mahapatanage Margaret Perera, (2) ditto Victoria Perera, both of Dalugama Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 16, 1928, in the presence of Mr. P. M. A. Corea, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 21, 1927, having been read:

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

J. W. R. ILANGAKOON, District Judge.

November 16, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. of Kasturi Aratchige John Perera, No. 4,131. Fiscal's Officer, of Wattadara, in the Meda pattu of Siyane Berale, deceased.

Atapattu Liyana Rallage Mei Nona of Wattadara aforesaid.....Petitioner.

And

- (1) Kasturi Aratchige Albert Perera, (2) ditto Mary Perera, (3) ditto Indraratne Perera, (4) ditto Cyril Perera, (5) Naranapiti Pathirennehelage James Perera, all of Wattadara aforesaid.. Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on October 2, 1928, in the presence of Mr. E. L. Peiris, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 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 December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON, District Judge.

October 2, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Kalukottege Dona Missie de Silva of 66, Thimbirigasyaya road, Colombo, deceased.

Millaniyage Abraham Perera of 66, Thimbirigasyaya road, Colombo Petitioner.

And

- (1) Millaniyage Lionel Perera, (2) ditto Harriet Perera, and (3) ditto Donald Perera, all of 66, Thimbirigasyaya road, Colombo, appearing by their guardian ad litem, (4) Kalukottege Don Abraham de Silva Abayasinghe of Thimbirigasyaya road, Colombo..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 5, 1928, in the presence of Mr. J. Rowland Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 30, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON, District Judge.

November 5, 1928.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Edwin Rowland de Zylva of Kuala Lumpur, Federated Malay States, deceased.

Merrill Wilson Pereira, Proctor, Supreme Court, of Colombo.....Petitioner.

And

- (1) Earle de Zylva, (2) Anna de Zylva, (3) Hugh de Zylva, (4) Leslie de Zylva, (5) Esme de Zylva, (6) Vere de Zylva, (7) Beryl de Zylva, all of Kuala Lumpur, Federated Malay States, (8) Vivian Pereira of Colombo..... Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 12, 1928, in the presence of Mr. G. A. Caldera, Proctor, on the part of the petitioner above named, and (1) the affidavit of the said petitioner dated November 7, 1928, (2) power of attorney dated September 21, 1928, and (3) the order of the Supreme Court dated November 5, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as attorney of the widow 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 December 20, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON, District Judge.

November 12, 1928.

In the District Court of Colombo.

Order Nisi.

N. T. 4,203. In the Matter of the Last Will and Testament of Mahadura Wilfred Thabrew of Mutwal, Colombo.

Mahadura Andrew Thabrew of Mutwal Petitioner.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 13, 1928, in the presence of Mr. S. M. de Soyza, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated November 1, 1928, (2) of the attesting witnesses dated October 9, 1928; and of the attesting notary dated November 12, 1928, having been read:

It is ordered that the last will of Mahadura Wilfred Thabrew, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said last will, and that he is entitled to have probate thereof 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,
November 13, 1928. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Atukorala Udumullege No. 4,205. Samichchi Nona of Kalatuwawa in the Meda pattu of Siyane korale, deceased.

Kamburugodage Alpi Nona *alias* Baby Nona of Udanmita in the Udugaha pattu of Siyane horale Petitioner.

And

(1) Kamburugodage Sopia Nona *alias* Soyya Nona, (2) ditto Lianchi Nona, both of Kalatuwawa aforesaid, (3) Atukorala Udumullege Baron Appuhmi of Kitch Mahara in the Meda pattu of Siyane korale, (4) Ranasinha Aratchige Sadiris Singho (husband of the petitioner) of Udanmita aforesaid Respondents.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 13, 1928, in the presence of Mr. J. H. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 22, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as daughter of the above-named deceased, to have letters of administration to her estate issued to her, unless the respondents above named or or any other person or persons interested shall, on or before December 13, 1928, show sufficient cause to the satisfaction of this court to the contrary.

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

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Charles Adlercreutz No. 4,215. Seton of Waverley Gullane East-lothian in Scotland, deceased.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 21, 1928, in the presence of Percival Stephen Martensz, Proctor, on the part of the petitioner, James Aubrey Martensz of Colombo; and (1) the affidavit of the said petitioner dated November 20, 1928, (2) the power of attorney dated August 31 and September 6, 1928, and (3) the order of the Supreme Court dated November 8, 1928, having been read: It is ordered that the will of the said Charles Adlercreutz Seton, deceased, dated February 2, 1926, a copy of which certified under the Seal of the Register of Deeds, &c., in the Books of Council and Session in Edinburgh, Scotland, has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said James Aubrey Martensz is the attorney in Ceylon of the survivors of the executors named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
November 21, 1928. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of James Adair No. 4,213. McAllister of the New Star and Garter Hotel, Richmond, County of Surrey, formerly of "Britford," Berrow road, Burnham-on-Sea, in the County of Somerset, deceased.

THIS matter coming on for disposal before J. W. R. Ilangakoon, Esq., District Judge of Colombo, on November 19, 1928, in the presence of Mr. Cecil Herbert Spence Blatch of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated November 13, 1928, probate of the will of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated October 12, 1928, having been read: It is ordered that the will of the said deceased, dated April 23, 1921, of which probate has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executor named in the said will, and that he is entitled to have letters of administration, with a copy of the said will annexed, issued to him accordingly, unless any person or persons interested shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

J. W. R. ILANGAKOON,
November 19, 1928. District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Dharmasena Karunanayake Abey-
No. 4,676. singhe Wijesekera, deceased, of Hulus-
ganga.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on October 29, 1928, in the presence of Messrs. Chelvatamby & Somasegeram, Proctors on the part of the petitioner, Jayasinghe Kodituwakkuge Wijesekera of Hulusganga; and the affidavit of the said petitioner dated October 6, 1928, having been read:

It is ordered that the petitioner above named, as a brother of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him, unless the respondents—(1) Wijesekera Kodituwakkuge Doru Andiris Appuhamy and (2) Wijesekera Kodituwakkuge Don Jinoris Appuhamy, the second respondent by his guardian *ad litem* the first respondent above named—shall, on or before December 13, 1928, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

October 29, 1928.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Malwadanduragedera *alias* Raja-
No. 4,681. paksegedera Ukkuwa Vidane,
deceased, of Pallegama.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on November 5, 1928, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Malwadanduragedera *alias* Rajapaksegedera Punchedi of Pallegama; and the affidavit of the said petitioner dated November 5, 1928, having been read:

It is ordered that the petitioner above named, 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) Malwadanduragedera *alias* Rajapaksegedera Leelawatie, (2) Malwadanduragedera *alias* Rajapaksegedera Nandana, (3) Malwadanduragedera *alias* Rajapaksegedera Danawatie, (4) Malwadanduragedera *alias* Rajapaksegedera Danaprema, by their guardian *ad litem* (5) Nidanelagedera Nanduwa of Dulwala—shall, on or before December 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

November 5, 1928.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Alutwala Acharige Danis Hamy,
No. 6,714. deceased, of Kumbalwella, Galle.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on October 9,

1928, in the presence of Mr. Wm. de Silva, Proctor, on the part of the petitioner, Dewanarayana Joni Hamy of Kumbalwella; and the affidavit of the said petitioner dated October 9, 1928, having been read:

It is ordered that the 10th respondent be appointed guardian *ad litem* over the 4th to 9th respondents, unless the respondents, viz., (1) Alutwala Acharige Piyaratna, (2) ditto Baby Nona, wife of (3) Liyana Badalge Cornelis Hamy, (4) Alutwala Acharige Porolis Hamy, (5) ditto Siriawathi, (6) ditto Sirisena, (7) ditto Wijeratna, (8) ditto Karunaratna, (9) ditto Dharmasena, (10) Hinni Sinno Dewanarayana, all of Kumbalwella, shall, on or before November 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as widow of the said deceased, is entitled to have letters of administration issued to her accordingly, unless the said respondents shall, on or before November 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

October 9, 1928.

Extended to November 27, 1928.

T. W. ROBERTS,
District Judge.

November 6, 1928.

Extended to December 17, 1928.

T. W. ROBERTS,
District Judge.

November 27, 1928.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of the late Murukkuwadura Carolis
No. 6,719. Mendis Appu, deceased, of Mawada-
wila.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on October 23, 1928, in the presence of Mr. A. P. de Zoysa, Proctor, on the part of the petitioner, Murukkuwadura William Mendis of Mawadawila; and the affidavit of the said petitioner dated October 18, 1928, having been read:

It is ordered and decreed that the said petitioner, as the eldest son of the deceased, is entitled to have letters of administration issued to him accordingly, unless the respondents, viz., (1) Murukkuwadura Gilman Mendis and (2) ditto Abraham Mendis, both of Mawadawila, shall, on or before December 11, 1928, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

October 23, 1928.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Wannu Achchige Gunaetana, late
No. 1,024. of Kadurupokuna, deceased.

Edirisin Arachchige Don Charlis of Kaduru-
pokuna Petitioner.

Vs.

(1) Edirisin Arachchige Hamy of Alutwemulana,
(2) ditto Babahamy of Pattiyapola, (3) Don
Hendrick Wanigaratna Jayasekera of Horapa-
wita in Matara District, (4) Dona Katona,
Wanigaratna Jayasekera of ditto, (minor), (5)
Edirisin Arachchige Hinhamy, wife of (6)
Rajapaksha Munasin Pathiranga Don Andiris,
both of Nalagama, (7) Edirisin Arachchige
Sawunhamy, wife of (8) Ubesin Weerabaddana
Arachchige Don Hendrick, both of Kaduru-
pokuna, (9) Edirisin Arachchige Don Andiris of
ditto Respondents.

THIS matter coming on for disposal before V. P.
Redlich, Esq., District Judge of Tangalla, on June 6,
1928, in the presence of Mr. H. D. Ratnatunga on the
part of the petitioner above named; and the affidavit
of the above-named petitioner dated March 12, 1928,
having been read:

It is ordered and adjudged that the petitioner be
and he is hereby entitled, as the eldest son of the deceased
above named, to have letters of administration of
the estate issued to him, unless any person or persons
interested shall, on or before July 5, 1928, show sufficient
cause to the satisfaction of this court to the contrary.

V. P. REDLICH,
District Judge.

June 6, 1928.

The above *Order Nisi* is extended to October 17
1928, for showing cause.

September 24, 1928.

V. P. REDLICH,
District Judge.

The above *Order Nisi* is extended to December 3,
1928, for showing cause.

November 15, 1928.

V. P. REDLICH,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Chellammah, wife of Nagamaniar
No. 6,854. Kirushnasamy of Vidathalpallai,
deceased.

Nagamaniar Kirushnasamy of ditto Petitioner.

(1) Maheswary, daughter of Nagamaniar Kirushna-
samy of ditto, and (2) Subramaniar Vinas-
tamby of ditto Respondents.

THIS matter of the petition of the petitioner, praying
for letters of administration to the estate of the above-
named deceased, coming on for disposal before James

Joseph, Esq., District Judge, on November 20, 1928,
in the presence of Mr. C. R. Tambiah, Proctor; on the
part of the petitioner; and the affidavit of the petitioner
dated July 31, 1928, having been read: It is declared
that the petitioner is the lawful husband of the said
intestate, and is entitled to have letters of administration
to the estate of the said intestate issued to him, unless
the respondents or any other person shall, on or before
December 18, 1928, show sufficient cause to the satis-
faction of this court to the contrary.

JAMES JOSEPH,
District Judge.

November 26, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Amirthammah, wife of Kanapathy-
No. 6,443. chettiar Sabapathychettiar of Chillalai,
deceased.

Kanapathychettiar Sabapathychettiar of
Chillalai Original Petitioner.

Vs.

(1) Kathiravelu Karthigesu of Araly North and 7
others Original Respondents.

Kathiravelu Karthigesu of Araly
North Present Petitioner.

Vs.

(1) Kanapathy Chettiar Sabapathychettiar of Chilla-
lai, (2) Sellamuthu widow of Saniyal of Athich-
chepuram, (3) Thezalai widow of Kathiresar of
Kottodur (dead), (4) Apputhurai Chettiar San-
mugachettiar and wife (5) Ponnu of Chillalai,
(6) Chellathurai Ponnuthurai, (7) Chellathurai
Somaskanthar, both residing with their father (8)
Karthigas Selvadurai, Accountant's Office,
Federated Malay States Railways, Kuala Lumpur,
8th respondent as guardian *ad litem* over the
minors 6th and 7th respondents. Present Respondents.

(9) Appasamy Chettiar Kumarappa Chettiar and
wife (10) Parupathy, (11) Appasamy Chettiar
Maruthamuthu Chettiar and wife (12) Thangam,
(13) Appasamy Chettiar Arunasalam Chettiar and
wife (14) Eliachchy, all of Kottodur in Tanjore,
substituted respondents in place of deceased 3rd
respondent Respondents.

THIS matter of the petition of the above-named
petitioner, praying for grant of letters of administration
to the estate of the above-named deceased, Amirthammah,
wife of Kanapathychettiar Sabapathychettiar, and that
the names of the 9th to 14th respondents be substituted
in place of the deceased 3rd respondent, coming on for
disposal before James Joseph, Esq., on October 5, 1928,
in the presence of Mr. P. Canapathypillai, Proctor, on
the part of the petitioner; and the affidavit of the
petitioner dated October 2, 1928, having been read:

It is ordered that letters of administration to the
estate of the above-named deceased be granted to the
petitioner, as the maternal uncle of the deceased, and
that the names of the 9th to 14th respondents be substi-
tuted in place of the deceased 3rd respondent, unless

the above-named respondents or any others shall, on or before October 30, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 17, 1928. JAMES JOSEPH, Additional District Judge.

Extended to December 6, 1928.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sivapakkiam, wife of Murugesu Senagaratnam of Copay South, late of Kuala Lumpur, in the Federated Malay States, deceased.

Eliappah Ponniah of Irupalai, Jaffna Petitioner.

Vs.

(1) Retnapakkiam, daughter of Murugesu Senagaratnam of Irupalai, Jaffna, (2) Murugesu Senagaratnam of ditto 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 minor 1st respondent, and that letters of administration be granted to him, coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on April 4, 1928, in the presence of Mr. M. Ratnasingam, Proctor, for petitioner; and the affidavit of the petitioner having been read:

It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the minor 1st respondent, and it is declared that the petitioner, as the nephew of the said deceased, and is entitled to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the above-named respondents or any others shall, show cause to the satisfaction of this court to the contrary on May 15, 1928.

May 1, 1928. J. C. W. Rock, District Judge.

Time extended for December 11, 1928.

JAMES JOSEPH, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kathirithampy Kanagaretnam of No. 6,746. Navatkadu, deceased.

Arumugam Kartigesu alias Santhirasegaram of Idaikkurichy Petitioner.

Vs.

(1) Kiridnar Sithamparappillai, and (2) wife. Apiramippillai of Karampaikurichy... Respondents.

THIS matter of the petition of the above-named petitioner praying for letters of administration to the

estate of the above named deceased, coming on for disposal before J. C. W. Rock, Esq., District Judge Jaffna, on April 23, 1928, in the presence of Mr. V. S. Karthigesu, Proctor, on the part of the petitioner; and on reading affidavit of the petitioner dated April 18, 1928: It is declared that the petitioner is the sole heir of the said intestate and is declared entitled to have letters of administration to the estate of the said intestate issued to him; unless the respondents or any other person shall, on or before May 24, 1928, show sufficient cause to the satisfaction of this court to the contrary.

May 15, 1928. J. C. W. Rock, District Judge.

Time extended for December 4, 1928.

November 8, 1928. JAMES JOSEPH, Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of No. 6,901. Sinnathamby Ampalavanar of Mahiyapiddy, Jaffna, late of Veyankoda, deceased.

Valliammaipillai, widow of S. Ampalavanar of Mahiyapiddy, Jaffna Petitioner.

Vs.

(1) Ampalavanar Kathirakulapandiyar, and (2) Ampalavanar Veerasingham of ditto.... Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, Jaffna, on November 7, 1928, in the presence of Mr. S. Ilayatambi, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the said intestate, as his widow, unless the respondents shall appear before this court on December 6, 1928, and show cause to the contrary.

November 13, 1928. JAMES JOSEPH, Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Saverimuttu Peter Rasiah No. 6,907. of Jaffna, deceased.

Sabinam, widow of S. P. Rasiah of Naranthanai Petitioner.

Vs.

(1) W. H. Paul, and (2) wife, Agnes, of Jaffna, (3) Sister Elizabeth of Holy Family Convent, Jaffna..... Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for

disposal before J. C. W. Rock, Esq., District Judge, on October 3, 1928, in the presence of Mr. Alfred Swamipillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 2, 1928, having been read: It is declared that the petitioner, as the widow of the said intestate, 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 6, 1928, show sufficient cause to the satisfaction of this court to the contrary.

October 19, 1928. J. C. W. ROCK,
District Judge.

Order Nisi extended for December 4, 1928.

November 6, 1928. JAMES JOSEPH,
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sellammah, wife of Eliathamby
No. 6,908. Veluppillai of Nallore, deceased.
Eliathamby Veluppillai of Irupalai.....Petitioner.

Vs.

(1) Veluppillai Somasundaram of ditto, (2)
Veluppillai Sinnadurai of ditto, (3) Veluppillai
Selliah of ditto, minors, (4) Ponnu, widow of
Vallipuram of Nallore..... Respondents.

THIS matter of the petition of the petitioner, praying that the above-named 4th respondent be appointed guardian *ad litem* over the minors, the 1st, 2nd, and 3rd respondents, and praying for grant of letters of administration to the estate of the deceased above named, coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on October 3, 1928, in the presence of Mr. M. Ratnasingam, Proctor, for petitioner; and the affidavit of the petitioner dated October 3, 1928, having been read: It is ordered that the said 4th respondent be appointed such guardian *ad litem* and letters be granted to the petitioner, unless the respondents or any others show sufficient cause to the satisfaction of this court to the contrary on December 4, 1928.

November 13, 1928. JAMES JOSEPH,
District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Chinnatangam, wife of Chinnathamby
No. 6,934. Kandavanam of Polikandy, deceased.

Chinnathamby Kandavanam of Polikandy...Petitioner.

Vs.

(1) Vallipuram Chinnathamby of ditto, (2) Kandavanam Selvaratnam of ditto, (3) Sivagamipillai, daughter of Kandavanam of ditto..... Respondents.

THIS matter of the petition of the above-named petitioner, praying that the 1st respondent be appointed guardian *ad litem* over the 2nd and 3rd respondents, and that letters of administration to the estate of the late Chinnatangam, wife of Chinnathamby Kandavanam of Polikandy, be issued to the petitioner, as husband of the said deceased, coming on for disposal

before J. C. W. Rock, Esq., District Judge, on October 30, 1928, in the presence of Mr. K. Subramaniam, Proctor, for petitioner; and on reading the petition and affidavit of the petitioner dated October 20, 1928:

It is ordered that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd and 3rd respondents, and that letters of administration to the estate of the late Chinnatangam, wife of Chinnathamby Kandavanam of Polikandy, be issued to the petitioner, as husband of the said deceased, unless the respondents or any other person shall, on or before December 11, 1928, show sufficient cause to the satisfaction of this court to the contrary.

November 14, 1928. J. C. W. ROCK,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and Effects
Jurisdiction. of the late P. H. Kumarapody Canagasabai of Iluppadichenai, deceased.
No. 289.

Kathiramapody Gnanamuttoo of Iluppadi-
chenai.....Petitioner.

Vs.

(1) V. V. Alayipody Sinnapillai, (2) Canagasabai Sivakampillai, (3) Canagasabai Amirthavallipillai, (4) Canagasabai Kumaraguru, and (5) Canagasabai Sivagura, all of Iluppadi-chenai..... Respondents.

THIS matter coming on for disposal before G. C. Thambayah, Esq., District Judge of Batticaloa, on October 27, 1928, in the presence of Mr. N. S. Rasiah, Proctor on the part of the petitioner; and the affidavit and petition of the petitioner dated October 1 and 26, 1928, respectively, having been read:

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* over the minors, the 3rd, 4th, and 5th respondents for the purpose of this case, and that the petitioner be and he is hereby declared entitled, as son-in-law of the above deceased, to administer the estate of the said 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.

October 27, 1928. G. C. THAMBYAH,
District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of the late Tampoe Chinniah of
No. 3,535. Kurunegala, deceased.

Sellamma Chinniah of Kurunegala.....Petitioner.

And.

(1) Chinniah Selvaraja, (2) ditto Poomany, (3) ditto Tharmalingam, (4) ditto Jayamani, (5) ditto Thavamani, (6) ditto Rajathurai, all of Kurunegala, (7) Andrew Maganathan Kumaraswamy of Woodlawn, Dickman's road, Havelock town Colombo..... Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Kurunegala, on October 26, 1928, in the presence of Messrs. Tambiraja &

Kandiah, Proctors, on the part of the petitioner; and the affidavit of the said petitioner dated August 26, 1928, having been read: It is ordered that the 7th respondent, be and he is hereby appointed guardian *ad litem* over the 1st, 2nd, 3rd, 4th, 5th, and 6th minor respondents for the purpose of these proceedings unless the respondents shall, on or before November 23, 1928, show sufficient cause to the satisfaction of this court to the contrary.

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

October 26, 1928.

D. H. BALFOUR,
District Judge.

Date for showing cause is extended to January 16, 1929.

November 23, 1928.

C. COOMARASWAMY,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the matter of the estate of the late Jurisdiction. Rasaguru Senapattiage Anniah of No. 1,820. Maradankulama, deceased.

Rasagurusenapathige Chandresekere, Vel-Vidane of Maradankulama Petitioner.

(1) R. S. Ramiah, Police Headman of Oluđuwa, (2) R. S. A. Muttiah, and (3) R. S. A. Kanawathy Pulle, all of Maradankulama Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on November 9, 1928, in the presence of Mr. C. V. M. Pandittesekere, Proctor, of the firm of Messrs. Cooke & Pandittesekere, Proctors, on the part of the petitioner; and the affidavit of Mr. W. A. Tissera Gunawardene, Secretary of this court, dated January 20, 1928, having been read:

It is ordered that the petitioner be and he is hereby declared entitled to administer the estate of the said deceased, and that letters of administration be issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1928, show sufficient cause to the satisfaction of this court to the contrary.

November 9, 1928.

M. A. ARULANANDAN,
District Judge.

34 In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Estate of Mathe- Jurisdiction. singhe Arachige Victoria Fernando No. 1,872. of Mudukatuwa, deceased.

Mahamalage Aron Perera of Mudukatuwa.... Petitioner. Vs.

(1) Mahamalage Tekelin Perera, (2) Mahamalage Agnes Perera, (3) Mahamalage Benedicta Perera, (4) Mahamalage Stanislaus Perera, appearing by their guardian *ad litem*, (5) M. Deonis Fernando of Mudukatuwa Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on September 4, 1928, in the presence of Mr. C. V. M. Pandittesekere, Proctor, of the firm of Messrs. Cooke & Pandittesekere, on the part of the petitioner; and the affidavit of the said petitioner dated September 4, 1928, having been read:

It is ordered that the 5th respondent be and he is hereby appointed guardian *ad litem* of the 1st, 2nd, 3rd, and 4th respondents who are minors, and the petitioner be and he is hereby declared entitled, as widower of the said deceased, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before October 12, 1928, show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1928. M. A. ARULANANDAN,
District Judge.

Showing cause is extended to December 14, 1928.

November 9, 1928. M. A. ARULANANDAN,
District Judge.

35 In the District Court of Avissawella.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of the late Don Deonis Jurisdiction. No. 72. Dias Jayasuriya of Beddegedera- mulla, in the Meda pattu of Hewagam korale, deceased.

Wijetunga Lokupitumpege Dona Duliya- na Hamine of Beddegederawatta Petitioner.

(1) Don Manis Dias Jayasuriya of Migoda, (2) Don Cornelis Dias Jayasuriya of Migoda, (3) Dona Alice Dias Jayasuriya of Deniyaya in Matara, (4) Dona Meria Dias Jayasuriya of Ganemulla, in Colombo District, (5) Dona Mathira Dias Jayasuriya of Arukwatta, (6) Dona Madolina Dias Jayasuriya, (7) Don Telenis Dias Jayasuriya, (8) Don Abraham Dias Jayasuriya, (9) Dona Emy Dias Jayasuriya, all of Beddegedera- mulla Respondents.

THIS matter coming on for disposal before A. G. Ranasinha, Esq., District Judge of Avissawella, on October 23, 1928, in the presence of Mr. H. R. Gunawardena, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 13, 1928, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as wife of the said 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 December 5 show sufficient cause to the satisfaction of this court to the contrary.

October 23, 1928.

A. G. RANASINHA,
District Judge.

In the District Court of Avissawella.

Order Nisi. 35 P 8/1-

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Hettiwattege Endoris Peris of
No. 75. Pitumpe, deceased.

Hettiwattege Asaneris Pieris Waidyaratne of
41, Campbell place, Colombo.....Petitioner.

And

(1) Hettiwattege Dineris Pieris of 41, Campbell
place, Colombo, (2) Hettiwattege Enso, wife of
(3) Mandridewage Elias Fernando, both of
Kuruppumulla, Panadure, (4) Hettiwattege
Soina, wife of (5) Wahumpura Hakuruge Charles,
both of Pitumpe, (6) Hettiwattege Rosalin, wife
of (7) Kalanchidewage Kirinelis Fernando, both
of Werahera, (8) Hettiwattege Megilin, wife of
(9) K. Dinoris Fernando, both of Mahagama in
Pasdun korale, (10) Hettiwattege Lily Nona
alias Lyna, wife of (11) Suduwadewage Inchoris
Gunasekera, both of Wappola..... Respondents.

THIS matter coming on for disposal before A. G.
Ranasinha, Esq., District Judge of Avissawella, on
November 16, 1928, in the presence of Messrs. de
Jacolyn & Jacolyn, Proctors, on the part of the
petitioner above named; and the affidavit of the said
petitioner dated November 8, 1928, having been read:

It is ordered that the petitioner be and he is hereby
declared entitled, as brother of the said 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 December
10, 1928, show sufficient cause to the satisfaction of
this court to the contrary.

November 16, 1928. A. G. RANASINHA,
District Judge.

In the District Court of Kegalla.

Order Nisi. 27 P 8/1-

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Miskin Bawa Ibrahim Lebbe of
No. 1,312. Madulubowa, deceased.

Miskin Bawa Mohammado Lebbe of Geta-
beriya.....Petitioner.

Vs.

(1) Mohamado Lebbe Salihaumma of Madulu-
bowa, (2) Pakeer Tamby Lebbe Miskin Bawa
of ditto..... Respondents.

THIS matter coming on for disposal before
S. D. Dhondy, Esq., District Judge, Kegalla, on
October 25, 1928, in the presence of Mr. J. T. M. Swan,
Proctor, on the part of the petitioner; and his affidavit
and petition dated October 22 and 25, 1928, respectively,
having been read:

It is ordered and declared that the petitioner above-
named, as the brother of the deceased above named,
is entitled to have letters of administration issued to him,
and that such letters will be issued to him accordingly,
unless the respondents above named or any person or
persons interested in the matter shall, on December 6,
1928, show sufficient cause to the satisfaction of this
court to the contrary.

October 25, 1928. S. D. DHONDY,
District Judge.

In the District Court of Kegalla.

Order Nisi. 29 P 8/1-

Testamentary In the Matter of the Estate of the late
Jurisdiction. Kahagalle Korallage Podi Mahatmaya
No. 1,298. of Dumbuluwawaka, deceased.

Dassanayake Mudiyanse Lage Dingiri Banda of
Dumbuluwawa.....Petitioner.

Vs.

(1) Dassanayaka Mudiyanse Lage Kiri Amma, (2) ditto
Kiri Banda, both of Dumbuluwawaka... Respondents.

THIS matter coming on for disposal before S. D.
Dhondy, Esq., District Judge, Kegalla, on September 25,
1928, in the presence of Mr. E. Ashley Peiris, Proctor,
on the part of the petitioner; and his affidavit and
petition dated August 16 and September 25, 1928,
respectively, having been read: It is ordered and
declared that the petitioner above named, as the son of
the deceased aforesaid, is entitled to have letters of
administration issued to him, and that such letters
will be issued to him accordingly, unless the respondents
above named or any other person or persons interested
in the matter shall, on November 13, 1928, show
sufficient cause to the satisfaction of this court to the
contrary.

September 25, 1928. S. D. DHONDY,
District Judge.

This *Order Nisi* is extended for December 4, 1928.

November 13, 1928. S. D. DHONDY,
District Judge.

In the District Court of Kegalla. 2/10 P 8/1-

Decree.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Wahumpurage Sanchiya of Hal-
No. 1,310. lawa, deceased.

Kitalangamuwe Lokupeduruge Sanchina of
Hallawa.....Petitioner.

Vs.

(1) Wahumpurage Jema, (2) ditto Salma, (3) ditto
ditto Mattina, (4) ditto Rega, all of Hallawa,
minors, by their guardian *ad litem* (5) Loku-
peduruge Siyadorisa of Kitalangamuwa... Respondents.

THIS matter coming on for disposal before S. D.
Dhondy, Esq., District Judge, Kegalla, on October 25,
1928, in the presence of Mr. W. O. Herat, Proctor, on
the part of the petitioner; and her affidavit and peti-
tion dated October 9 and 25, 1928, respectively, having
been read: It is ordered and declared that the 5th
respondent above named, as brother-in-law of the 1st,
2nd, 3rd, and 4th minor respondents above named, is a
fit and proper person to be appointed their guardian
ad litem, and that such appointment will be made
accordingly; and that the petitioner, 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 4, 1928, show sufficient
cause to the satisfaction of this court to the contrary.

October 25, 1928. S. D. DHONDY,
District Judge.

DRAFT ORDINANCES.

J 92/28.

MINUTE.

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

No. 20 of 1927. An Ordinance to amend the Motor Car Ordinance, 1927.

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

Short title. This Ordinance may be cited as the Motor Car Amendment Ordinance, 1928.

Amendment of section 2 of the principal Ordinance.

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

(1) by the addition of the words "and includes a tractor" at the end of the definition of "Lorry" contained therein;

(2) by the insertion of the following definition immediately after the definition of "Lorry" contained therein:—

"Tractor" means a motor car constructed solely for hauling another vehicle, and not for carrying passengers or goods.;

(3) by the insertion of the following definition immediately after the definition of "Licensing authority" contained therein:—

"Register" means the register of motor cars kept under this Ordinance.

Amendment of section 4 (4) of the principal Ordinance.

3 Section 4 (4) of the principal Ordinance is hereby amended by the insertion of the words "or of any particular motor car" between the word "cars" and the word "in" in the first line of paragraph (a) thereof, and by the insertion of the word "measurements," between the word "the" and the word "dimensions" in the second line of the said paragraph.

Amendment of section 7 of the principal Ordinance.

4 Section 7 of the principal Ordinance is hereby amended by the insertion of the words "The number of passengers which an omnibus is licensed to carry shall also be painted in similar letters in a conspicuous position in the interior of the omnibus." immediately after the word "height." in the eighth line thereof.

Insertion of new section 7A in the principal Ordinance.

5 The following section shall be inserted immediately after section 7 of the principal Ordinance:—

General condition.

7A No motor car shall be driven on any highway unless it is in all respects in such a condition as not to cause, or to be likely to cause, danger to any person therein or to any person using the highway at the time, or to any property on or adjoining the highway.

Amendment of section 10 (1) of the principal Ordinance.

6 Section 10 (1) of the principal Ordinance is hereby amended as follows:—

(1) by the substitution of the words "two brakes independently controlled," for the words "two independent brakes" in the second line thereof;

(2) by the deletion of the words "to the motor car" in the fourth line thereof; and

(3) by the insertion of the following proviso at the end thereof:—

"Provided also that a motor car fitted with hydraulic brakes shall also be fitted with an independent emergency brake."

Amendment of section 13 of the principal Ordinance.

7 Section 13 of the principal Ordinance is hereby amended by the deletion of the words "on the off or right side of the car" in the third line thereof.

8 Section 14 (7) of the principal Ordinance is hereby amended by the substitution of the words "All lamps referred to in sub-sections (1) to (6), both inclusive," for the words "All lamps" in the first line thereof.

Amendment of section 14 (7) of the principal Ordinance.

9 Section 18 of the principal Ordinance is hereby amended as follows :—

Amendment of section 18 of the principal Ordinance.

(1) by the substitution of the words "an unregistered motor car" for the words "a motor car" in the ninth line of sub-section (2) thereof; and

(2) by the repeal of sub-section (3) thereof, and the substitution of the following sub-section therefor :—

(3) (a) Where the person entitled to the possession of a motor car is not the absolute owner thereof, but is registered as the owner thereof, any person claiming to be the absolute owner thereof (hereinafter called "the claimant") may apply to the registrar to enter his name in the register as the absolute owner in addition to the name of the registered owner.

(b) On receipt of any such application, the registrar shall cause the registered owner to be informed thereof by registered post, and shall call on him to show cause within seven days why the name of the claimant should not be so entered in the register.

(c) If the registered owner agrees that the name of the claimant should be so entered in the register, or if he fails to show cause within the said seven days why the said name should not be so entered, the registrar shall enter the name of the claimant in the register accordingly, and he shall be deemed to be the absolute owner.

(d) If the registered owner proceeds to show cause, the registrar shall inquire into the circumstances, and shall make such order thereon as he may think fit, and any person whose name is, as the result of the inquiry, entered in the register by the registrar as the absolute owner of the motor car shall be deemed to be the absolute owner.

(e) The absolute owner of a motor car, whose name has been entered in the register under the provisions of this section, shall, on ceasing to be the absolute owner thereof, require the registrar to remove his name from the register, and the registrar shall comply with such requisition on receiving the same.

(f) The registrar may also, if he is satisfied that the absolute owner of a motor car has ceased to be the absolute owner thereof, remove the name of such absolute owner, on being requested to do so by the registered owner.

(g) No proceedings, civil or criminal, shall be instituted against the registrar for anything *bona fide* done or omitted to be done in the exercise of his powers under this sub-section.

10 Section 20 of the principal Ordinance is hereby amended as follows :—

Amendment of section 20 of the principal Ordinance.

(1) by the insertion of the words "or that it does not comply with the requirements of this Ordinance or any of the regulations made thereunder," immediately after the word "altered" in the fourth line of sub-section (1) thereof;

(2) by the insertion of the words "in writing" immediately after the word "registrar" in the second line of sub-section (2) thereof; and

(3) by the insertion of the following words at the end of sub-section (2) thereof :—

"and shall at the same time forward or deliver to the registrar the certificate of registration of the motor car for amendment and return".

Amendment of
section 22 of
the principal
Ordinance.

11 Section 22 of the principal Ordinance is hereby amended as follows :—

(1) by the substitution of the word “unless” for the word “until” in the fourth line of sub-section (1) thereof ;

(2) by the repeal of sub-section (4) thereof and the substitution of the following sub-section therefor :—

(4) On the death of the registered owner of a motor car, the person into whose custody the motor car shall come shall within seven days of its coming into his custody give notice of the fact to the registrar who shall give such instructions as he may think fit, in writing, as to the use of the motor car pending the registration of the new owner. Any person to whom permission to use the motor car pending such registration is given by the registrar shall for the purposes of this Ordinance be deemed to be the registered owner during the period for which such permission is given. ;

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

(6) Sub-sections (1), (2), (3), and (4) shall not apply to any change of possession of a motor car which occurs by reason of the car being lawfully seized under a hire purchase agreement, but in any such circumstances the following provisions shall apply :—

(a) The registered owner or his representative shall, within seven days of the seizure, deliver the motor car licence and the certificate of registration to the person who has seized the motor car and inform the registrar in writing of the change of possession.

(b) Such person shall, within seven days of receiving the motor car licence and the certificate of registration, apply to the registrar to be registered as the owner thereof in place of the registered owner and shall on payment of the prescribed fee be registered accordingly unless the registrar thinks fit to order otherwise.

(c) The registrar shall, if he is satisfied that any such person, whose name has been entered in the register under section 18 (3) as the absolute owner of the motor car, is unable within seven days of the seizure to procure the motor car licence and the certificate of registration from the registered owner or his representative, supply such person on request and on payment of the fees prescribed in the Second Schedule, with duplicates of the said licence and certificate, and such person shall thereafter cease to be the absolute owner and shall be deemed to be the registered owner, and the registrar shall accept his signature as such, until the next change of possession is effected.

Amendment of
section 25 of
the principal
Ordinance.

12 Section 25 of the principal Ordinance is hereby amended by the addition of the following proviso at the end thereof :—

Provided that it shall be a good defence for the registered owner to prove that the motor car was, at the time of any alleged offence, in the possession of the absolute owner registered under the provisions of section 18 (3), and in any such case, if the court, after hearing the absolute owner or his representative, orders that the absolute owner shall be deemed to be the owner, the proceedings shall continue against the absolute owner as if he were the owner.

13 Section 28 of the principal Ordinance is hereby amended by the addition of the following sub-section at the end thereof :—

Amendment of section 28 of the principal Ordinance.

(12) In the case of the plate required by section 27 (1) (b) (i.) to be fixed on the front elevation or the front mudguard of a motor cycle, the dimensions of the spaces, margins, letters and figures may be half those specified in sub-sections (2), (3), (8), and (9) of this section.

14 Section 30 (2) of the principal Ordinance is hereby amended by the substitution of the words "licensing authority" for the word "registrar" in the second, and in the fifth, lines thereof.

Amendment of section 30 (2) of the principal Ordinance.

15 Section 32 (4) of the principal Ordinance is hereby amended by the substitution of the words "the annual duty payable" for the words "the duty paid" in the third and fourth lines thereof.

Amendment of section 32 (4) of the principal Ordinance.

16 The following section shall be inserted in the principal Ordinance immediately after section 35 thereof :—

Insertion of new section 35A in the principal Ordinance.

35 A (1) Notwithstanding anything in this Ordinance contained, it shall be lawful for the registrar to issue a temporary licence to any person to possess or use a motor car without registering the motor car, for any period not exceeding three months, when it is shown to his satisfaction that the motor car has been imported into the Island for the purpose of being used by the owner during a visit to the Island.

Temporary licences.

(2) Any such temporary licence may be issued, in the case of motor cars imported at Talaimannar, by the Government Agent of the Northern Province, or the Assistant Government Agent at Mannar, and a copy of the licence shall be forwarded to the registrar.

(3) The fee for any such licence shall be at the rate specified in the Second Schedule, and shall be credited to general revenue.

17 Section 36 of the principal Ordinance is hereby amended by the repeal of sub-section (2) thereof and the substitution of the following sub-section therefor :—

Amendment of Section 36 of the principal Ordinance

(2) The motor car licence shall be carried on the front part of the motor car in a weather-proof holder having a transparent face and placed in a conspicuous position on the left or near side of the motor car, so that the front of the licence shall be clearly visible at all times by daylight to a person standing in front of the motor car on the left or near side thereof.

18 Section 37 of the principal Ordinance is hereby amended as follows :—

Amendment of section 37 of the principal Ordinance.

(1) by the substitution of the words "class or classes" for the word "class" in the third line of sub-section (8) thereof ;

(2) by the insertion of the following sub-section immediately after sub-section (9) thereof :—

(9A) Where the applicant for a certificate of competence passes a driving test—

(a) on an omnibus, any certificate granted to him shall be valid for all classes of motor car except motor cycles and steam-driven motor cars,

(b) on a lorry, any certificate granted to him shall be valid for all classes of motor car except motor cycles, omnibuses, and steam-driven motor cars,

and the certificate shall in either case be endorsed accordingly. ;

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

(17) Notwithstanding anything in this Ordinance contained, it shall be lawful for the registrar to grant a temporary certificate of competence to any applicant for the same, with or without a driving test, when it is shown to his satisfaction that the applicant is a *bona fide* visitor to the Island for a period not exceeding three months.

(18) Any such certificate may be granted, in the case of any applicant entering the Island at Talaimannar, by the Government Agent of the Northern Province, or the Assistant Government Agent at Mannar, and a copy of the certificate shall be forwarded to the registrar.

(19) The fee for any such certificate shall be at the rate specified in the Second Schedule and shall be credited to general revenue, and the applicant shall not be required to supply photographs on application for the same.

Amendment of section 38 of the principal Ordinance.

19 Section 38 of the principal Ordinance is hereby amended by the substitution of the words "for so long as the certificate is valid in the country in which it was granted, but not in any case for any period exceeding one year in this Island" for the words "so long as the certificate is valid in the country in which it was granted" in the fifth and sixth lines thereof.

Amendment of section 39 of the principal Ordinance.

20 Section 39 of the principal Ordinance is hereby amended by the repeal of sub-section (2) thereof and the substitution of the following sub-section therefor :—

(2) Every person who is prosecuted before any court for any such offence as is referred to in sub-section (1) shall, if he holds a certificate of competence, take the certificate to court with him; and, if upon such prosecution he is convicted, shall forthwith produce the certificate to the court for the purpose of endorsement.

Amendment of section 42 of the principal Ordinance.

21 Section 42 of the principal Ordinance is hereby amended as follows :—

(1) by the substitution of the word "Ordinance" for the word "section" in the first line of sub-section (1) thereof, and by the insertion of the words "issued under this Ordinance" immediately after the words "certificate of competence" in the fifth line of the said sub-section; and

(2) by the insertion of the following sub-sections at the end thereof :—

(4) Every person who has been disqualified from obtaining, or has been refused, a driving licence by any competent authority or court, shall be guilty of an offence if he applies for or obtains a certificate of competence under this Ordinance while he is so disqualified or without disclosing such refusal, as the case may be, and any certificate so obtained shall be of no effect.

(5) Every person whose driving licence has been endorsed or cancelled, or suspended for any stated period or time, shall be guilty of an offence if he applies for or obtains a certificate of competence under this Ordinance without giving particulars of such endorsement, cancellation, or suspension, as the case may be, and any certificate so obtained shall be of no effect.

(6) The registrar may refuse to grant a certificate of competence—

(a) to any person who has been refused a driving licence, or whose driving licence has been cancelled; or

(b) to any person whose driving licence has been suspended, or who has been disqualified from obtaining a driving licence, for the period of such suspension or disqualification.

(7) Where any person, who is convicted of any such offence as is referred to in section 39 (1), is the holder of a driving licence, the court shall have the same powers in relation to such licence as it possesses in relation to a certificate under section 39 (1) (a); and, in any such case, the provisions of section 39 (2), (3), and (4), except so far as they relate to disqualification, shall apply as if the words "driving licence" and "licence" were respectively substituted for the words "certificate of competence" and "certificate" therein.

22 The following section shall be inserted in Chapter VI. of the principal Ordinance immediately after section 42 :—

42A Whenever any court—

(1) under section 37 (16), cancels the endorsement on a certificate of competence; or

(2) under sections 39 or 42, suspends or cancels any certificate of competence or driving licence, or declares any person to be disqualified,

whether any penalty is or is not inflicted in addition to such cancellation, suspension, or declaration, any person who is dissatisfied with any such cancellation, suspension, or declaration may appeal to the Supreme Court against the same, and the provisions of the Criminal Procedure Code, 1898, relating to appeals shall, where not inapplicable, apply to any such appeal.

Insertion of new section 42A in the principal Ordinance.

Appeal.

No. 15 of 1898, IV. 170.

23 Section 44 of the principal Ordinance is hereby amended by the addition of the following sub-section at the end thereof :—

(14) It shall be no defence for the driver of a motor car who is prosecuted for an offence against this section to prove that he has complied with the provisions of section 54.

Amendment of section 44 of the principal Ordinance.

24 Section 57 (2) of the principal Ordinance is hereby amended by the addition of the following words at the end thereof :—

, and for a second or subsequent offence to a like fine or to rigorous imprisonment for any term not exceeding six months, or to both such fine and imprisonment.

Amendment of section 57 (2) of the principal Ordinance.

25 Section 60 of the principal Ordinance is hereby amended as follows :—

(1) by the repeal of sub-section (6) thereof and the substitution of the following sub-section therefor :—

(6) Where an examiner finds a hiring car or lorry to be unfit for use as such by reason of remediable defects, he shall upon his examination thereof make a full list in writing of all such defects, and shall give the owner and the registrar a copy thereof; and if all such defects are subsequently remedied to his satisfaction, he shall issue a certificate of fitness accordingly :

Provided that if the examiner, upon examining the hiring car or lorry to ascertain whether such defects have been remedied, finds any further defects which have appeared or developed since the earlier examination, he shall require the owner to remedy such further defects before issuing a certificate of fitness, but no further fee shall be charged for examining the hiring car or lorry to ascertain whether such further defects have been remedied.;

(2) by the addition of the words "the registrar or" after the words "request of" in the second line of sub-section (11) thereof; and

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

(13) Notwithstanding anything in this section contained, it shall be lawful for the registrar, if he deems it necessary, to revise the decision of any examiner.

Amendment of section 60 of the principal Ordinance.

Amendment of section 62 (3) of the principal Ordinance.

26 Section 62 (3) of the principal Ordinance is hereby amended by the insertion of the words "without a permit issued in accordance with regulations by the registrar, the licensing authority, or a Superintendent of Police," immediately after the word "shall" in the first line thereof.

Amendment of section 71 of the principal Ordinance.

27 Section 71 of the principal Ordinance is hereby amended by the substitution of the word "regulations" for the word "provisions" in the first line thereof.

Amendment of section 73 of the principal Ordinance.

28 Section 73 of the principal Ordinance is hereby amended by the insertion of the following sub-section immediately after sub-section (1) thereof:—

(1A) Regulations may be made for the reduction, increase, abolition, or other alteration of all or any of the said fees, and for the imposition of new fees to be charged under this Ordinance.

Amendment of section 81 of the principal Ordinance.

29 Section 81 of the principal Ordinance is hereby amended by the insertion of the words "mutilates, destroys," immediately after the word "alters" in the first line thereof.

Repeal of section 87 of the principal Ordinance and substitution of new section therefor.

30 Section 87 of the principal Ordinance is hereby repealed and the following section is substituted therefor:—

87 All regulations shall be laid, as soon as conveniently may be, before the Legislative Council, and if notice of motion to rescind any such regulation is given at any of the three meetings of the Council next following the date on which the regulation was so laid, any such regulation may be rescinded by resolution of the Council passed at any subsequent meeting, but without prejudice to anything already done thereunder, and if not so rescinded shall be deemed to be valid.

Amendment of section 88 (2) of the principal Ordinance.

31 Section 88 (2) of the principal Ordinance is hereby amended by the substitution of the word and figures "6, 58, and 70" for the word and figures "6 and 58" in the third and fourth lines thereof.

Amendment of Second Schedule to the principal Ordinance.

32 The Second Schedule to the principal Ordinance is hereby amended as follows:—

(1) by the substitution of the word "remedied" for the word "removed" where the latter word twice occurs therein; and

(2) by the insertion of the following words and figures at the end thereof:—

| | Rs. c. |
|--|--------|
| For examination of a trailer .. | 5 0 |
| For a temporary licence under section 35A, per month or part of a month .. | 5 0 |
| For a temporary certificate of competence under section 37 (17), per month or part of a month .. | 5 0 |

By His Excellency's command,

Colonial Secretary's Office, A. G. M. FLETCHER,
Colombo, November 29, 1928. Colonial Secretary.

Objects and Reasons.

The object of this Bill is to amend and improve the Motor Car Ordinance, 1927. It is based on the recommendations of the Committee appointed by the Government to consider representations for the permanent amendment of the Ordinance.

2. Clause 2 adds definitions of "tractor" and "register", both of which are considered necessary. Tractors are at present classed with lorries for various purposes, but it is necessary to distinguish them, because by section 5 (5) of the Ordinance a lorry may have one trailer only, but a tractor is permitted to have two. It has also been necessary to amend the definition of "lorry".

3. Clause 3 amends section 4 (4) of the Ordinance so as to enable regulations to be made permitting the use of any particular motor car, the measurements, dimensions, or weight of which exceed the limits now specified. This amendment is considered necessary in order to deal with unusual cases of various kinds.

4. Clause 4 provides in addition that the number of passengers which an omnibus is licensed to carry shall be exhibited in the interior of the vehicle. This is enacted for the safety of passengers, and in order that they may know when an omnibus is carrying more than its licensed complement.

5. Clause 5 inserts a new section relating to the general condition of motor cars, adapted from one of the by-laws made under the Vehicles Ordinance, 1916. The insertion is made in the interests of safety.

6. Clause 6. The present wording of section 10 (1), "two independent brakes", appears to be ambiguous and is substituted by "two brakes independently controlled". It appears that some makes of motor car have two sets of interconnected brakes on the front and back axles which may be operated either by a handbrake or a footbrake lever, and that such brakes are, according to the opinion of the Government expert, adequate for all purposes. The section has been amended to exempt such cases from the provisions of the section. A proviso has also been added requiring cars fitted with hydraulic brakes to be fitted also with an independent emergency brake.

7. Clause 7. It is considered unnecessary that the driving mirror should be carried always on the right side of the car; many makes of car have the mirror fitted in the centre.

8. Clause 8 amends section 14 (7) of the Ordinance so as to make it clear that it is compulsory to keep only the side and rear lights burning at night.

9. Clause 9 (1) effects an amendment of section 18 (1) of the Ordinance. This section was intended to cover only new motor vehicles kept by dealers for sale. It often happens that a dealer takes over a second-hand car in part payment for a new car, the second-hand car being registered in the name of the purchaser of the new car. The section has now been amended so as to make possession of such a car by a dealer an unlawful possession, unless the dealer registers himself as the owner. It will also be incumbent on a dealer who takes over a car, for the purpose of selling it, from the owner who is leaving the Colony, to get himself registered as the owner.

10. Clauses 9 (2), 11 (3), and 12 deal with a difficulty which has arisen in practice in connection with hire purchase agreements for motor cars.

The person who hires the car and is in possession of it is at present registered as the owner, but if he fails to pay any of the instalments, the ownership reverts to the other party, who seizes the car but cannot get himself registered as the owner on change of possession so as to sell or hire out the car again, because the registered owner does not comply with section 22 (1) (b) and often cannot be found. The absolute owner has been recognized by the existing section 18 (3), but the provisions of that section and the existing section 22 are insufficient to meet this difficulty. It is proposed, therefore, to repeal section 18 (3) and to provide in its place a procedure for registering an absolute owner as well as a registered owner in cases of this type, and for cancellation of such registration.

It is also necessary to amend section 22, which deals with change of possession of a motor car, by the addition of a sub-section setting out a new procedure in case of change of possession consequent upon the seizure of a car under a hire purchase agreement.

Section 25 is also amended so as to protect a registered owner charged with an offence if he can prove that the motor car was in the possession of the absolute owner at the time.

11. Section 20 of the Ordinance is amended by clause 10, so as to require information regarding the accuracy of entries in the register to be supplied in writing to the registrar, and the owner is also required to forward or deliver the certificate of registration at the same time for the purpose of any alteration that may be necessary. Certain words have also been inserted in section 20 (1) to enable the registrar to require a car to be brought up for inspection, if he has reason to suspect that it does not comply with the Ordinance or the regulations.

12. By clause 13 the dimensions, &c., of the front plates of motor cycles may in future be half those required on other motor cars. The present dimensions are regarded as too large for motor cycles.

13. Clause 14 relates to the written notice by an owner to the effect that he does not intend to use his motor car for a stated period. In future this notice will be given to the licensing authority and not to the registrar, the former being the officer particularly concerned.

14. Clause 15 is concerned with the surrender of licences for cancellation. Under section 32 (4), as it stands at present, the holder is entitled in such circumstances to a refund of 1/12th part of the "duty paid" for each of the remaining months of the year. It is considered that the amount of the refund should be 1/12th of the total annual duty for each such month. Where the annual duty payable is, for instance, Rs. 100, and the car was licensed on July 1 and the licence surrendered on September 30, the "duty paid" under section 32 (3) would be Rs. 50, but the refund should be Rs. 100/3 and not Rs. 50/3. Section 32 (4) has, therefore, been amended accordingly.

15. Clause 16 inserts a new section 35A in the Ordinance empowering the registrar to issue temporary licences for three months, without registration, for motor cars imported by visitors to the Island, at a fee of Rs. 5 a month, the fee being provided in the Second Schedule by clause 32. In the case of cars imported at Talaimannar, these licences may be issued by the Government Agent or Assistant Government Agent.

16. Clause 17 amends the wording of section 36 (2) relating to the position of the weather-proof licence holder. It is now provided that the holder shall be placed in a conspicuous position on the front part of the car and on the left or near side, so as to be visible to a person standing in front of the car on that side. This appears to be simpler than the present wording and will permit the holder to be carried facing forward or to the side.

17. Clause 18 effects an amendment of section 37 (8), and adds a new section 37 (9A) to the principal Ordinance, which will entitle a candidate who passes a driving test on an omnibus or on a lorry to drive certain other cars without a further test. There is no doubt that a further examination is unnecessary in such cases.

The clause also adds three new sub-sections to section 37, empowering the registrar to issue temporary certificates of competence for three months to *bona fide* visitors to the Island, at a fee of Rs. 5 a month, the fee being provided in the Second Schedule by clause 32. No photographs need be supplied, and in the case of visitors arriving at Talaimannar, these certificates may be issued by the Government Agent or Assistant Government Agent.

18. Clause 19 amends section 38 of the Ordinance so as to limit the validity of international and other outside certificates of competence to a period of one year, when used in the Island.

19. Section 39 (2) of the Ordinance is amended by clause 20, and in future any person summoned to court for a driving offence will be required to take his certificate of competence with him. The existing section 39 (2) requires the production of the certificate on conviction, but it is essential that the endorsement should be made without delay.

20. The amendments effected by clause 21 (1) relate to section 42 (1). The first is consequential upon clause 22, and the second is made with the object of removing any doubt that may exist or arise in connection with the misuse of driving licences, and the penalty prescribed by section 81.

21. Clause 21 (2) adds a number of sub-sections to section 42 of the Ordinance relating to driving licences. These additions are made with the object of putting driving licences in the same position as certificates of competence, and the registrar is further given power to refuse a certificate of competence to any person whose driving licence has been cancelled or suspended, or who has been refused, or disqualified from obtaining, a driving licence.

22. Clause 22 provides a right of appeal to the Supreme Court from cancellation or suspension of a driving licence or certificate of competence and certain other orders which can be made by the courts.

23. Clause 23 adds a new sub-section to section 44 of the Ordinance, so as to make it clear that compliance with section 54, which relates to driving signals, is no defence in a prosecution for a breach of the rules of the road.

24. Clause 24. Section 57 (2) provides a penalty of Rs. 500 for reckless or dangerous driving; this is no doubt sufficient for a first offence, but it is thought that a magistrate should have power to order imprisonment for a second or subsequent offence, and the section has been amended accordingly.

25. Clause 25. It has happened in some cases that, after the defects discovered in a motor car on first examination have been remedied, the examiner requires further defects to be attended to, which should have been discovered on first examination. This is an unnecessary hardship on owners, and this clause, therefore, provides that a full list of defects shall be made on examination and the certificate of fitness issued when these are remedied, unless further defects have appeared or developed in the meantime.

26. Clause 25 also amends section 60 of the Ordinance in two other respects, as follows:—

(a) Power is given to the registrar to request an examiner to examine a hiring car or lorry. This amendment is introduced so as to permit these vehicles to be examined in Colombo on first registration, even though they are to be used in outstations, and otherwise for the convenience of the trade, as explained in the registrar's letter of July 4, 1928 (Appendix D attached to the report).

(b) The registrar is given a power to revise the decision of any examiner. This is believed to be necessary in view of difficulties that have arisen from time to time.

27. Clause 26 amends section 62 (3) of the Ordinance so as to allow the conveyance in lorries of persons other than the owner or hirer or his servants or agents, if a permit, issued in accordance with regulations, is obtained from the registrar, the licensing authority, or a Superintendent of Police.

28. Clause 27 amends section 71 for the sake of convenience. The items in the Fourth Schedule will now be referred to as "regulations" and not "provisions".

29. Clause 28 adds a sub-section to section 73 enabling regulations to be made for amending the Second Schedule which relates to fees. Such minor matters are usually dealt with by regulations as it is inconvenient to legislate separately in such cases. One instance of this has now arisen, viz., the fees for the examination of trailers and for temporary licences and certificates of competence (*vide* clause 32).

30. Clause 29 adds to section 81 the offences of mutilating or destroying identification plates, licences, and certificates, and will penalize the holder of a certificate of competence who tears out a page containing endorsements.

31. Clause 30 introduces the form now adopted for the laying of regulations.

32. Clause 31 amends section 88 (2) of the Ordinance so as to bring it into conformity with section 70 (2). As section 88 (2) stands at present, by-laws, &c., relating to motor cars made under the Vehicles Ordinance, 1916, are revoked except as mentioned in sections 6 and 58, but certain by-laws relating to omnibuses are specifically saved by section 70 (2). It is therefore necessary to include a reference to section 70 in the section now amended.

33. Clause 32 makes one minor amendment in the Second Schedule, and authorizes a new fee of Rs. 5 for the examination of a trailer. Under that Schedule as it stands at present trailers must be classed as lorries, and pay a fee of Rs. 20 for examination, which is too high. The fees for temporary licences and certificates of competence referred to in clauses 16 and 18 are also inserted.

Attorney-General's Chambers,
Colombo, August 8, 1928.

M. T. AKBAR,
Acting Attorney-General.

MINUTE.

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

No. 7 of 1893,
II. 228.

An Ordinance to amend the Rabies Ordinance, 1893.

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 Rabies Amendment Ordinance, 1928.

Amendment of
section 2 of
the principal
Ordinance.

2 Section 2 of the principal Ordinance is hereby amended by the addition of the following words at the end of the definition of "stray dog" contained therein :—

"and not wearing a collar of a pattern to be prescribed by regulations made under this Ordinance or a collar bearing a badge to be similarly prescribed."

By His Excellency's command,

Colonial Secretary's Office,
Colombo, November 29, 1928.

A. G. M. FLETCHER,
Colonial Secretary.

Objects and Reasons.

THE amendment contained in this Bill will enable the owner of a dog to prevent it from being seized under section 4 of the Ordinance as a stray dog, if he takes the precaution of fitting the dog with a collar or badge of a prescribed pattern.

Attorney-General's Chambers,
Colombo, November 28, 1928.

L. H. ELPHINSTONE,
Attorney-General.