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 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.

DRAFT ORDINANCES.

J 1558/28

MINUTE.

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

An Ordinance to amend the Muslim law relating to testate and intestate succession and donations and to declare the law relating to Muslim charitable trusts or wakfs.

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 Muslim Law Amendment Ordinance, 1929.

CHAPTER I.

TESTATE AND INTESTATE SUCCESSION AND DONATIONS.

Declaration of law relating to intestacy.

2 It is hereby declared that the law applicable to the intestacy of any deceased Muslim who at the time of his death was domiciled in the Island or was the owner of any immovable property in the Island shall be the Muslim law governing the sect to which such deceased Muslim belonged.

Declaration of law relating to wills, &c.

3 For the purpose of avoiding and removing all doubts, it is hereby declared that the principles of law relating to the making of wills, the capacity of the testators, and the construction of wills, applicable in the maritime provinces shall have application also to any deceased Muslim who at the time of his death was domiciled in the Island or was the owner of immovable property situated in the Island :

Provided that the Muslim law prohibiting dispositions in excess of one-third of the net assets of a Muslim testator remaining after payment of his funeral expenses and debts to persons other than the lawful heir or heirs of such testator and reserving the balance of two-thirds of the said assets to be distributed among such lawful heir or heirs according to the rules of inheritance, unless the excess is rendered valid by the consent given after the death of the testator of the inheritors whose rights are infringed thereby or by the fact of there being no such inheritors, shall be applicable to the wills of deceased Muslims as and from the date of the coming into operation of this Ordinance :

And provided further that the above proviso shall not be applicable to wills executed before the coming into operation of this Ordinance, and such wills shall be construed and given effect to according to the law governing Muslim wills in force before the coming into operation of this Ordinance.

Declaration of law relating to donations.

4 For the purpose of avoiding and removing all doubts, it is hereby declared that the law applicable to pure donations made by Muslims domiciled in the Island or owning immovable property in the Island shall be the Muslim law governing the sect to which the donor belongs : Provided that no deed of donation shall be deemed to be irrevocable unless it is so stated in the deed, and the delivery of the deed to the donee shall be accepted as evidence of delivery of possession of the movable or the immovable property donated by the deed.

Declaration of law relating to construction of deeds, *fidei commissa*, usufructs and trusts.

5 It is hereby further declared that in the construction of deeds, *fidei commissa*, usufructs and trusts, the principles of law obtaining in the maritime provinces applicable thereto shall be applicable also in the case of Muslims affected by such deeds, *fidei commissa*, usufructs and trusts.

Repeals.

6 The first title of the Mahomedan Law Ordinance, 1806, and so much of Chapter X of the Trusts Ordinance, No. 9 of 1917, as is inconsistent with this Ordinance, are hereby repealed.

I. 34.

III. 466.

CHAPTER II.

MUSLIM CHARITABLE TRUSTS OR WAKFS.

General.

- 7 In this Chapter, unless the context otherwise requires,— Definitions.
- “Adaptation” with reference to a charitable trust means adaptation of the trust in such a manner as to carry out the wishes of the author of the trust as nearly as practicable, according to the doctrine of *cy-pres*, where it is not possible to carry out those wishes in the exact manner prescribed in the instrument of trust.
- “Charitable trust” includes any trust or wakf for the benefit of the Muslim public or any section of it within or without the Island of any of the following categories :—
- (a) for the relief of poverty ; or
 - (b) for the advancement of education or knowledge ;
 - or
 - (c) for the advancement of religion or the maintenance of a mosque, *takkiya*, or shrine, or the maintenance of religious rites and practices ; or
 - (d) for any other purposes beneficial or of interest to mankind in general ;
- but does not include the Maradana Mosque property incorporated by the Maradana Mosque Ordinance, No. 22 of 1924.
- “Charitable trust property” means property which forms the subject of a charitable trust.
- “Court” means the District Court having jurisdiction in the matter in question or a District Court upon which the Supreme Court, on the application of any party interested, may confer jurisdiction either for the purposes of a charitable trust or of any matter in question.
- “Settlement of a scheme” includes variation of a scheme previously settled.
- “Trustee” means any person appointed to be a trustee of a charitable trust either orally or under any deed or instrument by which such trust has been created or by a court of competent jurisdiction, and includes any person appointed by the trustee to perform the duties of the trustee and any person who is for the time being administering any charitable trust property.

Liability to file statements.

8 (1) Within six months from the coming into operation of this Ordinance every trustee and every person claiming to be a trustee shall furnish to the court a statement containing the following particulars :—

Statement of particulars relating to charitable trust.

- (a) the title upon which he bases his right to be a trustee and the names of persons who are qualified to act as co-trustees with him ;
- (b) a description of the charitable trust property sufficient for the identification thereof ;
- (c) the gross annual income of such property ;
- (d) the gross amount of such income which has been collected during the five years immediately preceding the date on which the statement is furnished or during the period which has elapsed since the creation of the charitable trust, whichever period is the shorter ;
- (e) the amount of all taxes and rents annually payable in respect of the charitable trust property ;
- (f) an estimate of the expenses annually incurred in the realisation of the income of the charitable trust property based on such details as are available of any such expenses incurred within the period referred to in paragraph (d) ;

- (g) the amount set apart under the charitable trust for—
- (i) the salary of the trustee and allowances to individuals ;
 - (ii) purely religious purposes ;
 - (iii) charitable purposes ;
 - (iv) any other purposes ;
- and
- (h) any other particulars which may be prescribed.

(2) Every such statement shall be accompanied by a copy of the deed or instrument creating the charitable trust or, if no such deed or instrument has been executed or a copy thereof cannot be obtained, shall contain full particulars, as far as they are known to the trustee, of the origin, nature and objects of the charitable trust.

(3) Where a charitable trust is created after the coming into operation of this Ordinance, a statement containing the same particulars as are specified in sub-section (1) shall be furnished by the trustee or the person claiming to be the trustee within six months of the date on which the charitable trust is created or, if it has been created by a written document, within six months of the date on which such document is executed.

Further particulars in statement.

9 (1) When any statement has been furnished under section 8, the court shall cause notice of the furnishing thereof to be affixed in some conspicuous place in the court-house and to be published in such other manner, if any, as may be prescribed, and thereafter any person may apply to the court by a petition in writing, accompanied by the prescribed fee, for the issue of an order requiring the trustee to furnish further particulars or documents.

(2) On such application being made, the court may, if it is of opinion after making such inquiry as it may think fit that any further particulars or documents are necessary in order that full information may be obtained regarding the origin, nature or objects of the charitable trust or the condition or management of the charitable trust property, cause to be served on the trustee an order requiring him to furnish such particulars or documents within such time as the court may direct in the order.

Statement of accounts.

10 Within three months after the thirty-first day of March next following the date on which the statement referred to in section 8 has been furnished, and thereafter within three months of the thirty-first day of March in every year, every trustee shall prepare and furnish to the court a full and true statement of accounts, in such form and containing such particulars as may be prescribed, of all moneys received or expended by him on behalf of the charitable trust of which he is the trustee during the period of twelve months ending on such thirty-first day of March, or, as the case may be, during that portion of the said period during which the provisions of this chapter have been applicable to the charitable trust :

Provided that the court may, if it is satisfied that there is sufficient cause for so doing, extend the time allowed for the furnishing of any statement of accounts under this section.

Audit of accounts.

11 (1) Every such statement of accounts shall, before being furnished to the court under section 10, be audited—

- (a) in the case of a charitable trust the gross income of which during the year in question after deduction of any taxes payable thereon exceeds one thousand rupees, by a person who has been appointed by the Governor to be auditor for that purpose ; or
- (b) in the case of any other charitable trust, by a person authorized for that purpose by general or special order of the court.

(2) The powers of an auditor under this section and the particulars to be contained in his report shall be as prescribed by rules under this Ordinance.

12 Notwithstanding anything contained in the deed or instrument creating any charitable trust, every trustee may pay from the income of the charitable trust property any expenses properly incurred by him for the purposes of enabling him to furnish any particulars, documents or copies under sections 8 and 9 or in respect of the preparation or audit of annual accounts for the purposes of this chapter.

Trustee entitled to pay cost of audit, &c., from trust funds.

13 Every statement of particulars furnished under sections 8 or 9 and every statement of accounts furnished under section 10 shall be written in English and shall be verified on oath or affirmation.

Verification of statements.

14 Every person shall, with the permission of the court and on payment of the prescribed fee, at any time at which the court is open, be entitled to inspect in the prescribed manner, or to obtain a copy of, any statement of particulars furnished to the court under sections 8 or 9, or any statement of accounts furnished to it under section 10, or any audit report made on an audit under section 11.

Inspection and taking of copies.

15 Every person who, being required or ordered to furnish a statement under section 8, or further particulars or documents under section 9, or a statement of accounts under section 10,—

Penalty.

- (1) fails to furnish such statement, particulars, or documents, as the case may be, within the prescribed or directed time; or
- (2) furnishes a statement or particulars which he knows or has reason to believe to be false, misleading, or untrue in any material respect; or
- (3) in the case of a statement of accounts, furnishes a statement which has not been audited in the manner required by section 11,

without reasonable excuse, the burden of proving which shall be upon him, shall upon summary trial and conviction by a Police Magistrate be liable to a fine not exceeding five hundred rupees, or in the case of a second or subsequent offence to a fine not exceeding two thousand rupees.

16 (1) It shall be lawful for the Governor in Council to make rules for all or any of the following matters:—

Rules.

- (a) the additional particulars to be furnished by trustees under section 8 (1) (h);
- (b) the manner of publication for the purpose of section 9 (1) of a statement furnished under section 8;
- (c) the fees to be charged upon application made to court under section 9 (1);
- (d) the form in which the statement of accounts referred to in section 10 shall be furnished, and the particulars which shall be contained therein;
- (e) the powers which may be exercised by auditors for the purpose of any audit referred to in section 11, and the particulars to be contained in the reports of such auditors;
- (f) the fees respectively chargeable for inspections and for the supply of copies under section 14, and the manner in which such inspections are to be made;
- (g) the safe custody of the statements, audit reports and copies of deeds or instruments furnished under this Chapter;
- (h) any other matter which is or may be required to be prescribed by this Chapter; and
- (i) generally, for the purpose of carrying out the provisions of this Chapter.

(2) All rules made under this Ordinance shall be laid, as soon as conveniently may be, on the table of the Legislative Council at two successive meetings of the Council, and shall be brought before the Council at the next subsequent meeting held thereafter by a motion that the said rules shall not be disapproved, and if upon the introduction of any such motion, or upon any adjournment thereof, the said rules are disapproved by the Council, such rules shall be deemed to be rescinded as from the date of such disapproval, but without

prejudice to anything already done thereunder; and such rules, if not so disapproved, shall continue to be of full force and effect. Every such disapproval shall be published in the Gazette.

Right to file petitions.

Applications by person interested in charitable or religious trusts.

17 (1) Any five persons interested within the meaning of sub-section (3) in any charitable trust or in any Muslim place of worship, or in any Muslim religious establishment or place of religious resort, or in the performance of the worship or of the service thereof, or in any trust, express or constructive, relating thereto, may, without joining as applicant any of the other persons interested, apply by petition to which the trustee or trustees (if any) shall be made respondents, to the court within the local limits of whose civil jurisdiction the subject of such trust or such place or establishment is situate, or if the said subject of trust, or place, or establishment is situate outside the Colony and the application is made with respect to immovable property situate within the Colony, to the court having local jurisdiction, to obtain an order for all or any of the following purposes:—

- (a) Settling a scheme for the management of the trusts thereof;
- (b) Vesting any property in the trustees;
- (c) Enumerating the properties comprised in the trust, or declaring that any property is trust property comprised in the trust;
- (d) Directing accounts and inquiries;
- (e) Declaring what proportion of the trust property or of any interest therein shall be allocated to any particular object of the trust;
- (f) Appointing a new trustee, manager, or superintendent of such place or establishment, or member of any committee of management;
- (g) Declaring any trustee, manager, or superintendent of such place or establishment, or member of any committee of management, guilty of any misfeasance, breach of trust, or neglect of duty;
- (h) Awarding damages and costs against any such trustee, manager, superintendent, or member of a committee in respect of any such misfeasance, breach of trust, or neglect of duty;
- (i) Directing the removal of any trustee, manager, superintendent, or member of a committee and, if necessary, directing the appointment of any new trustee, manager, superintendent, or member of a committee;
- (j) Directing the specific performance of any act by any trustee, manager, superintendent, or member of a committee;
- (k) Granting such further or other relief as the nature of the case may require.

(2) On the making of any such application, the court may, without prejudice to its general powers under sub-section (1),—

- (a) Order any trustee of any charitable trust, place or establishment therein mentioned to file accounts for a period not exceeding three years prior to the date of the order;
- (b) Hold or direct an inquiry into the matters complained of or accounts so filed;
- (c) Surcharge and falsify any item in the accounts;
- (d) Require such trustee to make good any defalcation, irregular payment, or deficiency;
- (e) In any case in which it shall be satisfied that owing to the manner in which the trust incidental to such charitable trust, place, or establishment has been conducted in the past it is not possible for the trustee of such incidental trust or charitable trust to furnish accounts, order as a condition of the continuance of such trustee in his office that he shall deposit for the purposes of the trust a specified

amount not exceeding the amount for which in the opinion of the court after inquiry into all the circumstances of the case, he may be reasonably held to be responsible in respect of the three years prior to the date of the order ;

- (f) Indemnify such trustee on such terms as it may deem equitable in respect of any past neglects, misfeasances, or irregularities ;
- (g) Direct the manner in which all future accounts shall be kept ;
- (h) Authorize in any scheme settled under sub-section (1) the devotion of a portion of the income of the trust property to the education of children of the religious community interested in such charitable trust, place, or establishment, and, if necessary, the utilization of any immovable property comprised in the trust as a site for such purpose.

(3) (a) The interest required in order to entitle a person to apply under sub-section (1) need not be a pecuniary or immediate interest, or such an interest as would entitle the applicant to take any part in the management or superintendence of such charitable trust, place or establishment, or of the property.

(b) Any person who is connected with such charitable trust, place, or establishment as donor, or by family or hereditary interests, or who for a period of not less than twelve months has been in the habit of—

- (i) attending at the performance of the worship or service of, or connected with, the charitable trust, place, or establishment in question ; or
- (ii) contributing to the general or any special expenses incidental to such worship or service or connection ; or
- (iii) partaking in the benefit of any distribution of alms thereat or in connection therewith ; or
- (iv) otherwise enjoying the benefit of such trust, place, or establishment,

shall be deemed to be a person interested within the meaning of sub-section (1).

18 (1) No application shall be entertained under this Chapter without a preliminary application being first made to the court for leave to make such application.

Leave to make applications.

(2) The court, on the perusal of the application, shall determine whether there are sufficient *prima facie* grounds for the making of an application and, if in the judgment of the court there are such grounds, leave shall be given for the making of such application.

(3) If the court is of opinion that the application has been for the benefit of the charitable trust or place of worship or religious establishment or place of religious resort and that no party to the application is in fault, the court may order that the costs or such portion thereof as it may consider just shall be a first charge upon or be paid out of the property in respect of which the application is made, provided that in the opinion of the court there is such property or that such costs can adequately be paid out of such property.

19 Before giving leave for making an application or at any time thereafter before the determination thereof, the court may order the trustee, manager or superintendent, or any member of a committee of management, as the case may be, to file in court the accounts of the trust, or such part thereof as the court may deem necessary.

Accounts of trusts.

20 No proceedings before any civil court under this Chapter shall be a bar to, or be suspended by, any proceedings in a criminal court.

Proceedings under Ordinance no bar to criminal proceedings.

Power to refer matter for arbitration or inquiry.

21 In any application made under section 17, it shall be lawful for the court—

- (a) on the joint application of the parties, to order any matter in dispute between them to be referred for decision to one or more arbitrators ; or
- (b) to appoint a committee for the purpose of making an inquiry and reporting to the court with reference to the settlement or adjustment of any matter involved in the application or arising in the course thereof or for the purpose of assisting the court in the exercise of its powers under section 17.

Powers of committee, arbitrator, &c.

22 (1) Any person directed to make inquiries under section 17 (1) (d) and any arbitrator or committee appointed under section 21 shall, in addition to any other powers necessary for the effective discharge of the duties imposed upon such person, arbitrator, or committee, have the following powers :—

- (i) To summon witnesses ;
 - (ii) To administer oaths or affirmations ;
 - (iii) To require any trustee or witness summoned for the purpose to give all particulars that may be within his knowledge relating to any immovable property which is or ought to be comprised in the trust, the offerings received for the purposes of the trust, the expenses incidental to its administration, and the manner in which it is conducted.
- (2) Every person who, without reasonable excuse, the burden of proving which shall be upon him,—
- (a) makes default in complying with any summons authorized under this section ; or
 - (b) refuses to answer to the best of his ability any question or inquiry addressed to him under the provisions of this section,

shall be guilty of an offence and shall be liable on summary trial and conviction by a Police Magistrate to a fine not exceeding two hundred rupees.

Application of religious law.

23 In settling any scheme for the management of any trust under section 17, or in determining any question relating to—

- (a) the constitution or existence of any such trust ;
- (b) the devolution of the trusteeship ; or
- (c) the administration of the trust,

the court shall have regard to—

- (i) the instrument of trust (if any) ;
- (ii) the religious law and custom of the sect of the Muslim community concerned ; and
- (iii) the local custom or practice with reference to the particular trust concerned ;

and may have regard to any arrangement that may have been in fact in force for the purpose of the administration of the trust.

De facto trusts.

24 In dealing with any property alleged to be subject to a charitable trust, the court shall not be debarred from exercising any of its powers by the absence of evidence of the formal constitution of the charitable trust, if it shall be of opinion from all the circumstances of the case that a trust in fact exists or ought to be deemed to exist.

Special powers of court.

25 In settling any scheme for the management of a charitable trust, without prejudice to its general powers, the court shall have the powers following :—

- (a) To provide for the periodical auditing of the accounts of the charitable trust property by auditors appointed by or subject to the approval of the court, or otherwise as the court may deem expedient ;
- (b) To provide for the visitation of the charity ;
- (c) To provide for the settlement of the remuneration of the trustee : Provided that no such remuneration shall in any case exceed ten per cent. of the gross income of the trust ;
- (d) To devote any surplus income that may be available after the reasonable satisfaction of the objects of the charitable trust to the extension of such objects or, if the court sees fit, to purposes of education.

26 The court shall have the same power for the establishment, regulation, protection, and adaptation of all "charitable trusts" (as defined in this Ordinance) as are exercised for the time being with reference to "charitable trusts" within the meaning of English law by the High Court of Justice in England.

General powers.

By His Excellency's command,
Colonial Secretary's Office, A. G. M. FLETCHER,
Colombo, February 5, 1929. Colonial Secretary.

Objects and Reasons.

A Select Committee of the Legislative Council was appointed on February 5, 1926, to report on the Muslim law of marriage and divorce, and to make suggestions with regard to the amendment of the law.

2. The question of amending the Muslim law relating to testate and intestate succession, donations, and trusts was also referred to the same Committee.

3. This Bill, which has been prepared by the Committee, deals first with testate and intestate succession and donations (Chapter I).

4. The Muslim law of intestacy which is now in force in the Island has been preserved. The rules governing intestacy are quite clear and there is no necessity to keep alive the various examples given in the Chapter on Inheritance in the Mohammedan Law Ordinance of 1806.

5. As regards testate succession, the general law in force in the Island is also made applicable to Muslim wills, except that a Muslim testator is prohibited from giving away by testamentary disposition more than one-third of his property to persons who are not his legal heirs. A proviso has also been added to clause 3 of the Bill in order to keep alive the existing law in the case of wills executed before the Bill becomes law.

6. As regards donations, the ordinary law applicable in the Island is made applicable to Muslim donations, except in the case of pure donations. There has been a great deal of doubt in Ceylon as to whether the delivery of the deed of gift to the donee is sufficient evidence of the delivery of the property donated. This rule has been declared by clause 4 of the Bill to be applicable to Muslims.

7. Chapter II of the Bill deals with charitable trusts. The Committee have expressed the view that greater power of control over the trust property should be given to persons interested in such trusts, and the law has therefore been amended on the lines of the Religious Endowment Act of India.

Attorney-General's Chambers,
Colombo, January 23, 1929.

L. H. ELPHINSTONE,
Attorney-General.

MINUTE.

S 302/27

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

An Ordinance further to amend Ordinance No. 7 of 1863.

I. 457.

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

1 This Ordinance may be cited as the Merchant Shipping Amendment Ordinance, 1929.

Short title.

2 Section 1 of the principal Ordinance is hereby renumbered as section 1A, and the following section inserted in the principal Ordinance immediately after the preamble thereof :—

Short title for principal Ordinance.

1 This Ordinance may be cited as the Merchant Shipping Ordinance, 1863.

Short title.

Insertion of new section 11A in the principal Ordinance.

Reciprocal recognition of certificates between Ceylon and other parts of His Majesty's dominions.

3 The following section shall be inserted in the principal Ordinance immediately after section 11 thereof :—

11A (1) Where the Governor in Council is satisfied—

- (a) that the legislature of any part of His Majesty's dominions has provided for the examination of, and the grant of certificates of competency to, persons intending to act as masters or mates on board ships ;
- (b) that such examination is so conducted as to be equally efficient with the examination for the same purpose held under the provisions of this Ordinance ;
- (c) that such certificates are granted on such principles as to show the like qualifications and competency as are required in the case of certificates granted under this Ordinance ; and
- (d) that reciprocal provisions have been made in such part of His Majesty's dominions for the recognition of certificates of competency granted under this Ordinance,

the Governor in Council may by order to be published in the Government Gazette declare that certificates of competency as a master or as a mate granted in such part of His Majesty's dominions shall be as valid and effectual for the purpose of this Ordinance, and shall be subject to any or all of the provisions of this Ordinance, as if they were certificates of competency granted under this Ordinance.

(2) For the purposes of this section, the expression "part of His Majesty's dominions" shall be deemed to include any territory which is under His Majesty's protection, or in respect of which a mandate is being exercised by the Government of any part of His Majesty's dominions.

Amendment of section 13 of the principal Ordinance.

4 Section 13 of the principal Ordinance is hereby amended by the addition of the following words immediately after the word "Acts" in the sixth line thereof :—

"or have obtained and possess certificates of competency of a type declared to be valid and effectual for the purposes of this Ordinance by an order made under section 11A".

By His Excellency's command,

Colonial Secretary's Office,
Colombo, February 11, 1929.

A. G. M. FLETCHER,
Colonial Secretary.

Objects and Reasons.

THE object of this amendment is to extend the provisions of the principal Ordinance so as to enable certificates of competency issued in any British possession, protectorate, or mandated territory to be recognized for the purposes of the Ordinance, if the Governor in Council is satisfied that such certificates are issued upon proof of the same standard of efficiency and qualifications as that required in Ceylon and that in such possession, protectorate, or mandated territory reciprocal provision has been made for the recognition of Ceylon certificates.

2. This amendment has been introduced as a result of correspondence with the Governor of Seychelles, and the principle underlying the Bill has received the sanction and approval of the Secretary of State and of the Board of Trade.

3. The opportunity has been taken to introduce a short title into the principal Ordinance.

Attorney-General's Chambers,
Colombo, December 31, 1928.

L. H. ELPHINSTONE,
Attorney-General.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the Central Province will be holden at the Court-house at Kandy on Monday, March 11, 1929, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, H. W. CODRINGTON,
Kandy, February 14, 1929. Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Anuradhapura will be holden at the Court-house at Kandy on Monday, March 11, 1929, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, W. S. JOSEPH,
Anuradhapura, February 12, 1929. for Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Badulla will be holden at the Court-house at Kandy on Monday, March 11, 1929, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, H. C. WIJESINHE,
Badulla, February 14, 1929. for Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Kegalla will be holden at the Court-house at Kandy, on Monday, March 11, 1929, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, C. H. COLLINS,
Ratnapura, February 13, 1929. Fiscal.

DISTRICT AND MINOR COURTS NOTICE.

In terms of section 2 of regulation 15 of 1823, the public is hereby informed that a sum of Rs. 31 found at Staple street, Slave Island, is lying in this court.

Claims to the above money will be considered, if received within the next six months.

The Police Court,
Colombo, February 13, 1929.

S. J. C. SCHOEMAN,
Police Magistrate.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,755. In the matter of the insolvency of M. K. M. Sinne Ibrahim and M. K. M. Mohideen Seyado Abbas, carrying on business under the name, style, and firm of M. K. M. Mohamado Mohideen at 6, Bristol buildings, Fort.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 30, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, February 13, 1929. for Secretary.

In the District Court of Colombo.

No. 3,795. In the matter of the insolvency of W. M. S. Muthu Mohamado of 410, Third Division, Maradana.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 30, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, February 14, 1929. for Secretary.

In the District Court of Colombo.

No. 3,899. In the matter of the insolvency of K. M. M. Miskin Saibo Marikar of 79, Wolfendahl street, Colombo.

NOTICE is hereby given that the first sitting in the above matter will be held on March 19, 1929.

By order of court, A. E. PERERA,
Colombo, February 14, 1929. for Secretary.

In the District Court of Colombo.

No. 3,911. In the matter of the insolvency of A. L. M. Mohamed Hassim of Station road, Wellawatta.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 23, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, February 13, 1929. for Secretary.

In the District Court of Colombo.

No. 3,939. In the matter of the insolvency of John Mathew Pulle of 19, Skinner's road south, 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 March 19, 1929, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, February 13, 1929. for Secretary.

In the District Court of Negombo.

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

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to March 14, 1929.

By order of court, C. EMMANUEL,
Negombo, February 20, 1929. Secretary.

In the District Court of Galle.

No. 582. In the matter of the insolvency of Mohamed Usoof Mohamed Saheed of Kandewatta.

NOTICE is hereby given that a certificate meeting of the creditors of the above-named insolvent will place at the sitting of this court on March 21, 1929.

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

In the District Court of Galle.

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

NOTICE is hereby given that the certificate meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 15, 1929.

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

In the District Court of Galle.

No. 584. In the matter of the insolvency of Kariya-wasan Haputantirige Wilson of Totagoda.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on April 16, 1929, for appointment of an assignee.

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

In the District Court of Galle.

No. 585. In the matter of the insolvency of Kudatchy Salman de Silva of Fort, Galle.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 6, 1929, for assignee's report.

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

In the District Court of Galle.

No. 587. In the matter of the insolvency of Yaddheige Danoris Appu of Dodanpahala.

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 March 20, 1929, for assignee's report.

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

In the District Court of Galle.

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

NOTICE is hereby given that the certificate meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 25, 1929.

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

In the District Court of Galle.

No. 592. In the matter of the insolvency of Dewanetti Arnolis Silva of Madampe.

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 March 4, 1929, for assignee's report.

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

In the District Court of Matara.

Insolvency In the matter of the insolvency of Dalu-
No. 35. watte Patabendige Charles de Silva of
Kamburu-pitiya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the adjourned sitting of this court on April 11, 1929, to consider the granting of the certificate of conformity.

By order of court, E. C. DIAS,
Matara, February 14, 1929. Secretary.

In the District Court of Matara.

Insolvency In the matter of the insolvency of Uduma
No. 37. Lebbe Mohammadu Sheriff of Weligama.

NOTICE is hereby given that the second sitting of this court in the above matter will take place on March 18, 1929, for the examination of the insolvent.

By order of court, E. C. DIAS,
Matara, February 11, 1929. Secretary.

In the District Court of Matara.

Insolvency In the matter of the insolvency of Don
No. 44. Luwis Hettiaratchy of Ransegoda.

WHEREAS Don Luwis Hettiaratchy of Ransegoda has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Gamage Don Charlis of Karamburuwana under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Don Luwis Hettiaratchy insolvent accordingly; and that two public sittings of the court, to wit, on March 18, 1929, and on March 27, 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, E. C. DIAS,
Matara, February 11, 1929. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

D. P. A. Wijewardena of Bambalapitiya Plaintiff.
No. 25,568. Vs.(1) A. Sivagurunathen and (2) R. Sivagurunathen,
both of Wellawatta Defendants.

NOTICE is hereby given that on Monday, March 18, 1929, at 3 P.M., will be sold by public auction at Conway House, Rosemead place, Cinnamon Gardens, the following movable property for the recovery of the sum of Rs. 2,200, with further interest on Rs. 2,000 at 10 per cent. per annum from October 13, 1927, till March 30, 1928, and thereafter on the aggregate amount of decree at 9 per cent. per annum till payment in full, and costs of suit, less a sum of Rs. 1,000 paid by the defendant subsequent to the decree, viz. :—

7 satinwood arm chairs	1 cushioned sofa
5 satinwood chairs	5 flower pots with brass stand
3 teakwood teapoy	1 carpet
1 hatstand	1 table
2 satinwood tables	2 loungers
4 procelain flower pots with stands	2 glass almirahs
10 flower pots with plants	1 dining table
2 cushioned arm chairs	5 arm chairs
5 cushioned chairs	2 mirrors
2 ebony teapoy	7 pictures
2 teapoy with images	

Fiscal's Office, R. O. DE SARAM,
Colombo, February 20, 1929. Deputy Fiscal.

In the District Court of Colombo. 36/208

Uduma Lebbe Mohamado Ibrahim of Ogodapola
in Meda pattu of Siyane korale Plaintiff.

No. 16,578. Vs.

(2) Ahamado Lebbe Abdul Careem of Ogodapola,
(6) Ismail Lebbe Mohamado Lebbe of Kahata-
owita in Udugaha pattu of Siyane korale .. Defendants.

NOTICE is hereby given that on Tuesday, March 26, 1929, will be sold by public auction at the respective premises the following property for the recovery of the sum of Rs. 74·74½ from the 2nd defendant and Rs. 448·47 from the 6th defendant, viz. :—

At 2 P.M.

The right, title, and interest of the 2nd defendant in and to the following property, to wit :—

2. All that divided portion marked C in plan No. 609A dated December 4, 1927, made by A. F. A. Jayawardena, Licensed Surveyor, of the land called Horagahalanda, situated at Ogodapola in the Meda pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north-east by lot B, on the south-east by a ditch, on the south-west by lot D and north-west by a ditch; containing in extent 2 roods.

At 2.30 P.M.

4. The right, title, and interest of the 6th defendant in and to the following property, viz. :—

The defined portion marked lot D in the said plan No. 609A of the land called Horagahalanda, situated at Ogodapola aforesaid; bounded on the north and

north-east by lot marked C, south-east by a ditch, south and south-east by land belonging to Thegis Appuhamy, north-west by a ditch; containing in extent 3 acres and 26·49 perches.

Fiscal's Office, R. O. DE SARAM,
Colombo, February 20, 1929. Deputy Fiscal.

In the District Court of Colombo.

(1) Esufali Mohamedbhoi, (2) Adamaly Mohamedbhoi, also known as E. G. Adamaly, and (3) Fazalabas Goolamahasser, carrying on business under the name, firm, and style of E. G. Adamaly & Co., Colombo Plaintiffs.

No. 26,271. Vs.

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

NOTICE is hereby given that on Wednesday, April 3, 1929, and Thursday, April 4, 1929, commencing each day at 9 A.M., will be sold by public auction at 55-57 and 61, Bristol buildings, Fort, Colombo, the following movable property for the recovery of the sum of Rs. 3,000, being damages due for the months of August and September, 1928, and further damages at the rate of Rs. 1,000 per mensem from October 1, 1928, until defendant is ejected, and costs, less Rs. 3,250, viz. :—

<i>In No. 1 Almirah.</i>	1 brass owl
40 Elwood hats	1 brass spittoon
55 straw hats	1 brass peacock
3 cardboard bags	3 brass small trays
1 rattan tray	7 talipot leaf baskets
1 piece yellow silk, about 10 yards	4 toy carts
1 piece blue silk, about 5 yards	<i>In No. 1 Show Case fixed to the Door.</i>
2 night dresses	12 bead chains
1 piece rose coloured silk, about 5 yards	1 brass small jug
1 blue cardboard box	2 brass toilet powder boxes
12 fans	1 brass tortoise
10 pairs ladies' shoes	2 coconut wood elephants
6 pairs Japanese slippers	<i>In No. 2 Show Case.</i>
1 lot old stamps	11 bead chains
31 straw fans	2 brass caskets
<i>In No. 2 Almirah.</i>	2 brass tortoises
4 large and small brass trays	2 toy elephants, painted black
2 brass elephant heads	<i>In No. 3 Almirah.</i>
2 brass snakes	26 tortoise shell watch chains
4 brass caskets	7 pairs tortoise shell bangles
4 brass frogs	6 tortoise shell carts
1 brass crab	11 pieces tortoise shells
1 brass crocodile	3 porcupine quill boxes
2 brass lions	1 coconut shell tortoise
4 brass flower pots	1 black inkstand
1 brass cup	1 toy cart
2 brass boxes	<i>In No. 4 Almirah.</i>
2 brass match box cases	7 porcupine quill boxes
2 brass pots	9 coconut shell stands
2 brass stand flower pots	
2 brass card boxes	
5 brass candle stands	
1 brass tortoise	
2 brass elephant heads	

<i>In No. 5 Almirah.</i>	7 brass small bowls	16 red and white rings set with gems	6 enamelled tumblers
2 black inkstands	2 brass pots	3 shirt buttons	1 enamelled powder box
12 black toy elephants	2 brass flower pots	5 imitation chains	4 porcelain images
12 toy cars	8 brass candle stands	6 large and small white trays	20 pearl shells
<i>In No. 6 Almirah.</i>	1 brass dome	21 white bag	9 enamelled wine glasses
2 black inkstands	4 brass flower stands	7 white belt hooks	1 enamelled tray
35 large and small toy elephants	2 ladies' umbrellas	4 white flower stands	<i>In No. 12 Show Case.</i>
10 toy carts	1 lady's dress	1 white spoon	9 white imitation chains
<i>In No. 7 Almirah.</i>	2 banians	1 white knife	25 ladies' hairpins
37 large and small porcupine quill boxes	13 gauze banians	47 white small spoons	1 white hairpin
2 porcupine quill picture frames	9 silk shawls	10 white forks	1 imitation pearl string
<i>In No. 8 Almirah.</i>	2 pieces crepe, about 10 yards	17 pencil holders	6 coral strings
10 coconut shell stands	13 braces	1 white cigarette case	<i>In No. 13 Show Case.</i>
2 coconut wood elephants	100 collars	10 watches	2 brass flower stands
<i>In No. 9 Almirah.</i>	10 Kalutara hats	4 wristlets	1 brass tray
9 coconut shell stands	<i>In No. 3 Show Case.</i>	21 wristlet bands	5 pipes
60 black toy elephants	10 wristlet watches	9 wristlet chains	24 beads (Agatti)
3 black inkstands	3 watches	4 red chains	1 lot nibs
<i>In No. 10 Almirah.</i>	7 watch chains	1 tea set, 7 pieces	1 bag handle
23 large and small toy elephants	76 white toy elephants	<i>In No. 8 Show Case.</i>	<i>In No. 14 Show Case.</i>
1 tortoise shell box	1 white bangle	47 pins set with gems	33 bead chains
1 coconut wood box	3 white spoons	52 lockets set with gems	2 imitation pearl strings
<i>In No. 11 Almirah.</i>	16 white brooches	13 brass tortoisés	26 ladies' purses
4 black large elephants	17 bead chains	2 brass snakes	<i>In No. 15 Show Case.</i>
6 coconut wood elephants	10 imitation chains	13 brass trays	13 Chinese flower pots
3 sample boxes	3 imitation pearl strings	5 brass jugs	1 old camera
<i>In No. 12 Almirah.</i>	6 pairs imitation earrings	5 brass powder boxes	1 large plate
4 coconut shell stands	10 porcupine shell bangles	2 brass wine glasses	86 white strings set with gems
30 black toy elephants	9 porcupine small boxes	3 brass frogs	56 red strings set with gems
4 coconut wood elephants	2 porcupine blotting pads	1 brass cake basket	<i>In No. 16 Show Case.</i>
<i>In No. 13 Almirah.</i>	7 porcupine trays	1 Chinese flower pot	4 red ladies' bangles
17 black toy elephants	5 porcupine shell brushes	<i>In No. 9 Show Case.</i>	15 imitation pendants
3 coconut wood elephants	4 porcupine toilet powder boxes	35 banian buttons set with gems	6 carved buttons
<i>In No. 14 Almirah.</i>	<i>In No. 4 Show Case.</i>	13 imitation chains	10 pairs imitation earrings
2 coconut shell stands	55 tortoise shell cigarette cases	7 imitation eardrops	1 lot uncut gems
11 porcupine quill boxes	3 tortoise shell small boxes	10 imitation pearl strings	<i>In No. 17 Show Case.</i>
25 black toy elephants	87 tortoise shell mouth pieces	17 imitation pendants	1 lot imitation gems
2 coconut wood elephants	5 tortoise shell combs	1 pair earrings	17 white various images
<i>In No. 15 Almirah.</i>	2 tortoise shell bag handles	3 pairs links	18 white elephants
40 pairs socks	2 tortoise shell mirrors	5 enamelled trays	6 white mouthpieces
4 pillow cases	25 tortoise shell ladies' combs	7 leather purses	4 imitation pearl strings
11 teapoy covers	11 tortoise shell bangles	17 watch bands	4 strings coral
3 black shawls	6 tortoise shell chains	2 belts	4 strings beads
3 ties	3 enamelled jugs	11 cups and saucers	11 pairs cups and saucers
1 pair gloves	4 enamelled cups	2 powder boxes	3 teapots
<i>In No. 16 Almirah.</i>	3 enamelled candle stands	6 porcelain images	<i>In No. 18 Show Case.</i>
180 mat purses	1 enamelled rosewater sprinkler	12 imitation chains	105 white and red toys
10 talipot leaf boxes	4 enamelled small trays	2 imitation pearl strings	3 ladies' brass bags
20 talipot bags	2 enamelled small boxes	9 eardrops set with gems	7 white rings set with gems
<i>In Almirah No. 17.</i>	1 enamelled picture frame	6 brooches set with gems	<i>In No. 19 Show Case.</i>
2 brass flower pot stands	4 bag white handles	1 large brass tray	8 imitation pearl strings
1 brass snake	<i>In No. 5 Show Case.</i>	2 brass snakes	9 imitation chains
7 brass flower stands	10 imitation chains	2 brass flower stands	21 coral chains
5 brass trays	2 brass snakes	<i>In No. 10 Show Case.</i>	<i>In No. 20 Show Case.</i>
7 brass cups	1 brass crab	12 imitation chains	12 coral strings
<i>In No. 6 Show Case.</i>	3 brass tortoisés	2 imitation pearl strings	1 imitation chain
1 red colour watch chain	2 brass elephants	9 eardrops set with gems	2 imitation pearl strings
11 imitation tiepins	4 brass small boxes	6 brooches set with gems	3 tortoise shell combs
6½ imitation eardrops	2 brass cups	1 large brass tray	6 white small spoons
	1 brass stand with bowl	2 brass snakes	2 tortoise shell toy carts
	<i>In No. 6 Show Case.</i>	2 brass flower stands	3 enamelled picture frames
	1 red colour watch chain	<i>In No. 11 Show Case.</i>	30 ladies' hairpins
	11 imitation tiepins	7 pairs red eardrops	18 mouthpieces
	6½ imitation eardrops	22 imitation brooches	
		7 red watch chains	
		2 red chains	
		8 cigarette mouth pieces	
		1 imitation bangle	
		6 imitation rings	
		1 imitation chain	
		10 imitation pins	
		6 coat buttons	
		1 toy tea set	

5 bangles
1 lot imitation gems
1 box with imitation
gems
4 pins
1 imitation chain
1 lot tortoise shell and
other articles

In No. 21 Show Case.

17 imitation chains
4 strings imitation pearls
5 coral chains

In Front Almirah.

9 large brass trays
14 coral chains
14 pairs imitation ear-
drops
1 watch chain
3 pins
5 trays with moonstones
6 imitation rings
2 large brass snakes
2 brass stands with bowls
1 brass dome
2 brass flower stands
2 brass candle stands
1 brass image
2 brass cups
1 brass tea set
1 brass cruet stand
1 tortoise shell shaving
set
2 brass bowls with stands

In Small Iron Safe.

45 various coins
57 wristlet bands

In Small Wooden Box.

5 pairs imitation eardrops
1 imitation pin
1 pendant
9 imitation pearl strings

Things lying outside.

100 large and small black
elephants
1 coconut shell stand

1 coconut shell tortoise
1 large black elephant
16 coconut wood elephants
18 toy boats
8 stands with 155 walking
sticks
3 jak plank chairs
1 common wood ladder
1 teakwood counter
4 jak counters
10 jak tables
1 table
10 bentwood chairs
3 nadun chairs
3 large wall mirrors
2 small wall mirrors
19 large and small show
cases
3 large jak glass almirahs
19 jak small glass almirahs
4 show cases
2 jak small tables
1 large iron safe
1 small iron safe
2 buffaloe horns
2 large brass trays
155 ladies' hats
3 night gowns
2 Malay handkerchiefs
8 rattan mattings
1 letter rack
5 wooden trays
1 tin box
2 small wooden boxes
2 post card cases
32 walking sticks
1 machine, damaged
1 folding lounge
1 carved screen
1 lot picture cards
5 jak glass almirahs
7 ladies' chairs
16 ladies' gowns
4 silk shawls
1 short trousers
1 banian
2 jak tables
1 "Corona" typewriter
4 jak tables
1 small wall mirror
6 bentwood chairs

decree entered in the above case and ordered to be sold by the order of court dated January 8, 1929, for the recovery of the sum of Rs. 4,103.12, with further interest on Rs. 3,250 at 15 per cent. per annum from July 10, 1928, till October 19, 1928, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, viz. :—

All that allotment of land called Kekunagahawatta, situated in Mampe, marked letter B in plan No. 1,620 dated October 29, 1914, and made by H. G. Dias, Licensed Surveyor, and filed in partition case No. 37,354 of the District Court of Colombo; which said lot B is bounded on the north-east by Wewawatta of B. Don Lewis; Police Vidane, on the south-east by lot A allotted to Petigirige Samalis Perera and Haputantrige Sophia Perera, south-west by the road from Bokundara to Kesbawa, and on the north-west by lot C allotted to David Dias Dissanayake; containing in extent 36 $\frac{75}{100}$ perches. Prior registration M 273/229, M 190/171.

Fiscal's Office,
Colombo, February 20, 1929.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo. 43

K. R. K. N. A. R. Arunasalam Chetty of Sea street,
Colombo Plaintiff

No. 30,497. Vs.

N. Sam Wijesekera of Montrose, Horton place,
Colombo Defendant.

NOTICE is hereby given that on Saturday, March 16, 1929, at 1 P.M., will be sold by public auction at No. 13, Montrose, Horton place, Cinnamon Gardens, the following movable property for the recovery of the sum of Rs. 2,027.33, with interest thereon at 9 per cent. per annum from October 31, 1928, till payment in full, and costs, viz. :—

1 piano	1 enamelled bathing tub
1 ebony round table	1 nadun wardrobe
6 foreign wood chairs	1 toilet table
3 ebony chairs	2 tables
1 ebony table	1 ebony couch
1 carpet	1 glass almirah
1 cushioned settee	1 revolving book case
1 nadun settee	1 brass spittoon
2 brass elephants	5 nadun loungers
1 toy dog	8 rattan chairs
1 show case with toy birds	4 teapots
13 brass pots	1 brass pot
18 brass toy articles	7 chairs
1 billiard table	1 sideboard fixed with mirror
8 nadun arm chairs	1 small table
1 sideboard	1 sideboard
1 gramophone	1 almirah
1 clock	1 jak almirah
20 gramophone records	8 chairs
1 dining table	1 table
1 toilet table	10 elk heads
1 table	50 pictures
1 satinwood almirah	1 hat stand
1 hand sewing machine	1 elephant trunk
3 teakwood almirahs	2 brass lamps with stands
1 lounge	22 porcelain flower pots
1 iron safe, with stand	50 flower pots
1 marble table, with basin	

Fiscal's Office,
Colombo, February 20, 1929.

R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

Don Simon Wijewickrama Samarakoon of 3rd
Division, Maradana Plaintiff.

No. 28,791. Vs.

(1) Satarasinghe Babahamy, (2) Dewage alias
Kachehi Atchige Don Agilis Appu, wife and hus-
band, both of Mampe in Palle pattu of Salpiti
korale Defendants.

NOTICE is hereby given that on Wednesday, March
27, 1929, at 2 P.M., will be sold by public auction at
the premises the following property mortgaged with
the plaintiff by bond No. 164 dated October 1, 1926,
attested by A. F. Peiris of Colombo, Notary Public,
and declared specially bound and executable under the

In the District Court of Colombo.

T. S. Palaniappa Chetty of Sea street, Colombo..Plaintiff.

No. 29,437. Vs.

(1) Charles Batuwantudawe of Reid avenue, Colombo Defendant.

NOTICE is hereby given that on Thursday, March 21, 1929, at 3 P.M., will be sold by public auction at 29, Alfred House avenue, Colpetty, the following movable property of the 1st defendant for the recovery of the sum of Rs. 2,977.75, with further interest on Rs. 2,700 at 18 per cent. per annum from August 21, 1928, till October 1, 1928, and thereafter on the aggregate amount with interest at 9 per cent. per annum till payment in full, and costs of suit, viz. :-

- | | |
|---------------------------|----------------------------|
| 1 glass almirah | 1 teapoy |
| 1 table | 1 cheffonier painted black |
| 1 round chair | 4 nadun chairs |
| 3 teakwood chairs | 1 piano |
| 2 ebony stands with tusks | |

Fiscal's Office, Colombo, February 12, 1929.

R. O. DE SARAM, Deputy Fiscal.

In the District Court of Kalutara.

Ginigaddarage Don Thelenis Appuhamy of Lath-pandura Plaintiff.

No. 13,468. Vs.

Simon Dharmasena Mutukuda of Pathakarannagoda Defendant.

NOTICE is hereby given that on Friday, March 22, 1929, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 731.68, with interest on Rs. 465.03 at 9 per cent. per annum from October 18, 1927, till payment in full, viz. :-

1. The land and all things thereon of lot B of the land called Kanattewatta appearing in plan No. 871, situated at Patha Karannagoda in the District of Kalutara; and bounded on the north by the rubber land of Tempo estate, east by lot No. 1 of this land belonging to M. D. Charles, schoolmaster, south by lot marked A of this land, and west by lot No. 12 of this land; and containing in extent about 3 roods.
2. The land and buildings standing thereon of lot allotted to M. D. Simon Dharmasena of the land called Andunwenehena appearing in plan No. 697 made by J. F. Dias, Licensed Surveyor, situated at the same village; and bounded on the north by a portion of this land, east by the land called Tudugalahena, south by a portion of the same land, and west by high road; and containing in extent 1/3 acre more or less.
3. The land and all things thereon of Pokunekattiya, situated at the same village; and bounded on the north by Thisaravekumbura, east by Gorakagahawatta, south and west by Bopitiyagewatta; and containing in extent 2 roods more or less.

Deputy Fiscal's Office, Kalutara, February 19, 1929.

H. SAMERESINGHA, Deputy Fiscal.

In the District Court of Kalutara.

Mohamed Cassim Marikar Mohamed Saraideen Marikar of Maradana in Beruwala Plaintiff.

No. 14,206. Vs.

(1) A. M. Mohamed Ismail, (2) Alia Marikar Ummu Habibu, as administratrix of the estate of P. L. Omer Lebbe Marikar, both of Old road, Beruwala Defendants.

NOTICE is hereby given that on Tuesday, March 19, 1929, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 6,800, with interest thereon at 9 per cent. per annum from August 4, 1927, till payment in full, viz. :-

1. The southern portion together with the filed boutique room standing thereon of the land called Edirimuniyawatta belonging to 1st defendant, situated at Maradana in Beruwala in Beruwalbadda in the District of Kalutara; and bounded on the north by a portion belonging to Bawa, east by road, south by the land called Salayantottam, and west by a portion of Edirimuniyawatta; and containing in extent 8 1/2 yards in length from north to south and 7 1/2 yards in breadth from east to west.
2. Undivided 1/2 share of the soil and of the trees of the 1/4 portion of Sewwendiyawatta belonging to 2nd defendant, situated at the same village; and bounded on the north by a portion of this land, east by field, south by a portion of Sewwendiyawatta, and west by seashore; and containing in extent about 1 rood.
3. The soil and trees of the eastern 1/4 portion of Mahawatukattiya belonging to 2nd defendant, situated at the same village; and bounded on the north by Hadjiartottam, east by the land belonging to Abakkala Marikkan, south by a portion of Mahawatta, and west by a portion of this land; and containing in extent about 15 perches.
4. The soil, trees, and the tiled house standing thereon of the land called Mahawatukattiya belonging to 2nd defendant, situated at the same village; and bounded on the north by Hadjiartottam, east by Mahawatukattiya wherein Cadir Lebbe resides, south by a portion of Mahawatta, and west by Mahaltottam; and containing in extent about 1 rood.
5. Undivided 1/2 share of the soil and trees of Bonnalatottam belonging to 2nd defendant, situated at the same village; and bounded on the north and east by the land called Bonnalatottam, south by Denepitiyettottam, and west by Maletottam belonging to Meera Lebbe Marikkan Wappu Marikkan; and containing in extent about 2 roods.
6. Undivided 1/4 share of the soil and trees of the portion of land called Barasiantottam belonging to 2nd defendant, situated at the same village; and bounded on the north by a portion of the same land, east by Sittalamtottam, south by Henetottam, and west by land wherein Mahudum Kandu Mestriar resides; and containing in extent about 1 acre.
7. Undivided 3/4 share of the soil of the trees and of the tiled house standing thereon of the contiguous lots from 3 to 6 of Udumullewatta belonging to 2nd defendant, situated at Maligahena in Beruwalbadda in the District of Kalutara; and bounded on the north by lot No. 1 of this land, east by Old high road, south by a portion of Udumullewatta belonging to Sinne Lebbe Marikkan Hadjiar, and west by lot No. 2 of this land; and containing in extent about 30.6 perches.

Deputy Fiscal's Office, Kalutara, February 19, 1929.

H. SAMERESINGHA, Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Ganewattege Seadoris de Silva, Police Officer, of
Aluttanayangoda Plaintiff.

No. 23,982.

Vs.

(1) Millevitanatchi Martinahami, wife of (2) Wannin-
atchi Andris de Silva, both of Panangala... Defendants.

NOTICE is hereby given that on Tuesday, March 19, 1929, commencing 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, viz. :—

1. An undivided $\frac{1}{4}$ part of the soil and trees (exclusive of the planter's share of the 3rd plantation) of the land called Denchigemullewatta, containing in extent about $1\frac{1}{2}$ acres, situate at Mapalagama Paranathanayangoda ; and bounded on the north by Gin-ganga, east by Kudimbigerawatta, south by Kudimbigerawala and Ginpanangodaowita, west by Udaowita and Leanagewatta.

2. An undivided $\frac{1}{4}$ part of the soil and trees (exclusive of the planter's share of the youngest plantation) of the land called Berawagodawatta, in extent about 1 acre, situated at Mapalagama Paranathanayangoda ; bounded on the north by Galketiye-godawatta, east by Galagawakumbura *alias* Berawakumbura, south by Godapattiyagodawatta, west by Godapattiyagodawatta.

3. All that lot B together with the buildings standing thereon of the land called Muttettugoda, in extent 1 acre 2 roods 21.8 perches, situated at Mapalagama ; bounded on the north by lot A of the same land, east by Arappaladeniya, south by the divided $\frac{2}{3}$ portion of the same land, west by lots C, D, E of the same land and Pansalawatta.

Writ amount Rs. 98.20 and Rs. 60 per annum for damages from February, 1925, till the plaintiff be restored to possession.

Fiscal's Office,
Galle, February 15, 1929.E. F. EDRISINGHE,
Deputy Fiscal.

In the Additional Court of Requests, Matara.

Jermias Edward Karunanayake of Matara ... Plaintiff

No. 15,111.

Vs.

Handun Netti Ranuluge Dano Appu of Dik-
wella Defendant.

NOTICE is hereby given that on Saturday, March 23, 1929, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 185.13, with legal interest on Rs. 155.20 from November 1, 1928, till payment in full, viz. :—

1. An undivided $\frac{1}{4}$ part of the combined land comprising Welegewatta and Uswatta, situated at Wattegama in Dikwella in the Wellaboda pattu of the Matara District, Southern Province ; and bounded on the north by Wattadige Gederawatta, east by Kalapubedda, south by Semarispadinchi Kalapuwabadawatta, and on the west by Mudiyansegewatta ; and containing in extent about 1 acre.

2. All that land called Kohuwalewatta, situated at Wattegama aforesaid ; and bounded on the north by Porapolgahawatta, east by Kalapuwa, south by Pelagasmadiya, and on the west by Wattadige-gederawatta, and containing in extent about 2 acres.

3. All that undivided $\frac{5}{12}$ th parts of the land called Wattadige-gederawatta (save and except the planter's $\frac{1}{2}$ share of the 3rd plantation), situated at Wattegama aforesaid ; and bounded on the north by Porapolgahawatta, east by Kohuwalewatta, south by Welegewatta, and on the west by Mudiyansegewatta ; and containing in extent about 1 acre.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, February 18, 1929. Deputy Fiscal.

In the District Court of Tangalla.

Weraduwe Waduge Leisihamy of Indiwina in
Hambantota Plaintiff

No. 2,815.

Vs.

(1) Herbert Walter Lourensz and (2) Tuan Badur-
deen Kadu Ahamath of Hambantota ... Defendants.

NOTICE is hereby given that on Saturday, March 16, 1929, at 2 o'clock in the afternoon, will be sold by public auction at the eastern boundary of the land the right, title, and interest of the said defendants in the following mortgaged property, viz. :—

All that allotment of land called Amunukarehenyaya *alias* Amunukareyaya, situated at Magama in Magam pattu of Hambantota District in the Southern Province ; on the east by reservation along the Kirindi-oya, a channel, and lot 114 in B. S. S. P. 636, and on all other sides by reservation along the Kirindi-oya ; containing in extent 13 acres and 36 perches.

Writ amount Rs. 1,583.64, and poundage.

C. SENARATNE,
Deputy Fiscal's Office, Additional Deputy Fiscal.
Hambantota, February 15, 1929.

North-Western Province.

In the District Court of Colombo.

In the matter of the estate of Gammada Liyanage,
Ana Clementina Perera, late of Pamun-
gama Deceased.

No. 2,549.

Vs.

Jayamaha Mudalige Dona Margaret Mary of Pamun-
gama, Jayamaha Mudalige Dona Mary Bana-
ditta of Katana Respondents.

NOTICE is hereby given that on Tuesday, March 19, 1929, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said respondents in the following property, viz. :—

Guruwepitiyehena, now garden, of about 8 lahas of kurakkan sowing in extent, situate at Udagama in Mahagalbodamegoda korale south of Weudawilli hatpattu, in the District of Kurunegala, North-Western Province ; and bounded on the east by Crown jungle, now garden, south by Wetiya of Iswetiye-pitiya, west by Alibalanagalgodahena and the limit of Wagollehena, north by Kolongahamulahena ; with the plantations and buildings standing thereon within the boundaries, excluding the Gansabhawa road leading to Udagama.

2. Maragahamulahena (now garden) of about 5 lahas of kurakkan sowing in extent, situate at the aforesaid village ; and bounded on the east by Karambehena, south also by Karambehena, west by Guruwepitiyehena and Wetiya of Iswetiye-pitiya, north by Guruwepitiyehena ; with the plantations and buildings standing thereon.

Amount to be levied Rs. 887.25 and interest and poundage.

Fiscal's Office, A. BASNAYAKE,
Kurunegala, February 18, 1929. for Fiscal.

In the District Court of Colombo.

B. L. G. Dharmasena of Colombo Plaintiff.
No. 24,073. Vs.

J. E. de Zoysa, Proctor, of Negombo Defendant.

NOTICE is hereby given that on Friday, March 22, 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 land called Godellapitahena, situate at Kurunaidewetiya of Medagandahe korale of Dewamedihatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by the hedge of the field, on the south by Puttalam road, on the west by the village limit of Badabeddegama, and on the north by the road marked out for Ratmalay; about 10 lahas of kurakkan sowing or 20 acres.

Amount to be levied Rs. 1,690, with interest at 16 per cent. per annum from June 17, 1927, till July 18, 1927, and thereafter with legal interest on the aggregate amount till payment in full, and costs and poundage.

Fiscal's Office,
Kurunegala, February 18, 1929.

A. BASNAYAKE,
for Fiscal.

Province of Sabaragamuwa.

In the District Court of Avissawella.

A. D. I. Perera of Garagoda Plaintiff.
No. 450. Vs.

P. Thomis Perera of Karawanella Defendant.

NOTICE is hereby given that on Saturday, March 16, 1929, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 1,500, with legal interest from the date of action till payment in full, and costs :—

All that land called Athukorayawatta, situated at Panawatta in Atulugam korale, Kegalla District; and bounded on the north, east, and south by Panawatta estate, and on the west by ela; containing in extent 29 acres and 1 rood.

Valuation, Rs. 4,000.

CHARLES DE SILVA,
Additional Deputy Fiscal.

Fiscal's Office,
Avissawella, February 16, 1929.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Campbell Andrew Rodrigo
No. 4,282. Jayamanna of Boralessgomuwa, in the
Palle pattu of Sarpiti korale, deceased.

Richard Arthur Rodrigo Jayamanna of Boraless-
gomuwa Petitioner.

And

(1) Anula Wickremesinghe of Panadure, (2) Doowage
Elizabeth Alwis Wanigasekera of Boraless-
gomuwa Respondents.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on January 23, 1929, in the presence of Mr. B. S. Wickremaratne, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated November 11, 1928, and (2) of the attesting notary dated January 23, 1929, having been read :

It is ordered that the last will of Campbell Andrew Rodrigo Jayamanna, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 28, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 23, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of the late Palihawadana Aratchige
No. 4,292. Gordiyana Perera Appuhamy of Dip-
pittigoda in the Adikari pattu of Siyane
korale, deceased.

Palihawadana Aratchige Theresa Perera Hamine of
Dippittigoda aforesaid Petitioner.

And

(1) Palihawadana Aratchige Licia Perera and her
husband (2) Franciscu Kankanamalage Marshal
Dias, both of Dalugama, (3) Palihawadana Arat-
chige Agida Perera and her husband (4) Don
Ablinu Jayatilleke, both of Heenkenda in
Mahara, (5) Palihawadana Aratchige Cecilia
Perera and her husband (6) D. Miguel Appu,
both of Pamunugama, (7) Palihawadana Arat-
chige Inasa Perera, (8) ditto Martha Perera, (9)
ditto Simon Perera, (10) ditto Vincent Perera,
(11) ditto Marku Perera, (12) ditto John Perera,
(13) ditto Martin Perera, (14) ditto William Perera,
all of Dippittigoda aforesaid, (15) ditto Emy
Perera and her husband (16) Ilayperuma Arat-
chige Martin Perera, both of Rajagiriya in
Colombo Respondents.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on January 28, 1929, in the presence of Mr. W. L. P. Amaratunge, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 23, 1929, 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 March 14, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of Sekkadiar
Jurisdiction Abdul Majeed, late of Andraipatnam
No. 4,238. in South India, deceased.

S. M. Meera Saibo of Bankshall street in
Colombo..... Petitioner.

And

(1) Sugora Umma, (2) Abdul Careem, (3) Mohamado
Tamby, (4) Jameela Umma, (5) Mohammado
Ibrahim, (6) Sekkadiar, (7) Mohammado Path-
umma, all of Andraipatnam, South
India..... Respondents.

THIS matter coming on for disposal before V. M.
Fernando, Esq., District Judge of Colombo, on December
5, 1928, in the presence of Mr. J. H. R. Joseph, Proctor,
on the part of the petitioner above named; and the
affidavit of the said petitioner dated December 4, 1928,
and the Order of the Supreme Court, November 27,
1928, having been read:

It is ordered that the petitioner be and he is hereby
declared entitled as cousin to have letters of adminis-
tration to his estate issued to him, unless the respondents
above named or any other person or persons interested
shall, on or before February 28, 1929, show sufficient
cause to the satisfaction of this court to the contrary.

December 5, 1928.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Kotalawala Kiriwath-
thuduwege Don John Appuhamy of
No. 4,267. Homagama in the Palle pattu of
Hewagama korale, deceased.

Samaratunga Liyanage Don Arnolis Appuhamy of
Atigala in the Meda pattu of Hewagam
korale..... Petitioner.

And

(1) Matara-atchividanalage Punchi Nona, (2)
Rupasinghearatchige Ensohamy, (3) Kotalawala
Kiriwaththuduwege Jane Nona, wife of (4) Don
Davith Vedamahatmaya, all of Homagama
aforesaid..... Respondents.

THIS matter coming on for disposal before V. M.
Fernando, Esq., District Judge of Colombo, on January
15, 1929, in the presence of Mr. H. A. Abeyewardene,
Proctor, on the part of the petitioner above named;
and the affidavits of (1) the said petitioner dated Decem-
ber 21, 1928, and (2) of the attesting witnesses also dated
December 21, 1928, having been read:

It is ordered that the last will of Kotalawala Kiriwath-
thuduwege Don John Appuhamy, 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 accord-
ingly, unless the respondents above named or any other

person or persons interested shall, on or before February
14, 1929, show sufficient cause to the satisfaction of this
court to the contrary.

January 15 1929.

V. M. FERNANDO,
District Judge.

The returnable date of this Order Nisi is extended till
February 28, 1929.

February 14, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction Testament of Malewana Appuhamil-
lage Dona Welmina Hamine of
No. 4,298. Wellampitiya, deceased.

Watarekagamage Marshel de Silva of Wellam-
pitiya..... Petitioner.

THIS matter coming on for disposal before V. M.
Fernando, Esq., District Judge of Colombo, on January
30, 1929, in the presence of Mr. P. D. S. Jayasekera,
Proctor, on the part of the petitioner above named;
and the affidavits (1) of the said petitioner dated
January 24, 1929, and (2) of the attesting notary and
one of the attesting witnesses dated January 25, 1929,
having been read:

It is ordered that the last will of Malewana Appuhamil-
lage Dona Welmina Hamine, deceased, of which the
original has been produced and is now deposited in
this court, be and the same is hereby declared proved;
and it is further declared that the petitioner is the
executor named in the said will and that he is entitled
to have probate thereof issued to him accordingly,
unless any person or persons interested shall, on or before
March 14, 1929, show sufficient cause to the satisfaction
of this court to the contrary.

January 30, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Thomas de Silva Sena-
ratne of Nattandiya, deceased.
No. 4,303.

Agnes Gertrude de Silva Senaratne of Ne-
gombo..... Petitioner.

And

(1) Victor Lionel de Silva Senaratne of Kuruwita,
(2) Enid Grace Therese Amerasekera nee de Silva
Senaratne of Negombo..... Respondents.

THIS matter coming on for disposal before V. M.
Fernando, Esq., District Judge of Colombo, on February
1, 1929, in the presence of Mr. C. E. de S. Senaratne,
Proctor, on the part of the petitioner above named;
and the affidavits (1) of the said petitioner dated Febru-
ary 1, 1929, and (2) of the attesting notary and witnesses
dated January 31, 1929, having been read:

It is ordered that the last will of Thomas de Silva
Senaratne, 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 executrix named in the said
will and that she is entitled to have probate thereof
issued to her accordingly, unless the respondents above
named or any other person or persons shall, on or before
March 21, 1929, show sufficient cause to the satisfaction
of this court to the contrary.

February 1, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction In the Matter of the Last Will and Testament of John Dent Hodgson, late of Middlesborough in England, deceased.
No. 4,314.

Frederick William Stevens of Anuradhapura. Petitioner.

THIS matter coming on for disposal before V. M. Fernando, Esq., District Judge of Colombo, on February 11, 1929, in the presence of Messrs. de Vos & Gratiaen, Proctors, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated January 28, 1929, (2) of one of the attesting witnesses dated January 31, 1929, (3) power of attorney in favour of the petitioner dated September 7, 1928, and (4) the order of the Supreme Court dated January 17, 1929, having been read

Is ordered that the last will of John Dent Hodgson, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the attorney of the executors named in the said will and that he is entitled to have letters of administration (with copy of the said will annexed) to the estate of the above-named deceased issued to him accordingly, unless any person or persons interested shall, on or before March 7, 1929, show sufficient cause to the satisfaction of this court to the contrary.

February 11, 1929.

V. M. FERNANDO,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction In the Matter of the Intestate Estate of the late Kandumulle Aratchige Anthony Appuhamy of Galoluwa.
No. 2,630.
Value of Estate Rs. 295.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on January 29, 1929, in the presence of Mr. D. W. Samarasingha, Proctor, on the part of the petitioner, Don John Peter Rajapakse Senarathakka of Paththanduwana; and the affidavit of the said petitioner dated January 23, 1929, having been read: It is ordered that the Secretary of the District Court of Negombo be and he is hereby appointed official administrator of the estate of the deceased and that letters of administration do issue to him accordingly, unless the respondents—(1) Lokupothagamage Dona Marihamy of Maraluwawa in Kurunegala District, (2) Jayakodi Aratchige Dona Isabelhamy of Galoluwa, (3) Henarath Aratchige John Singho of Paththanduwana—or any other person or persons interested shall, on or before February 25, 1929, show sufficient cause to the satisfaction of this court to the contrary.

M. H. KANTAWALA,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction In the Matter of the Intestate Estate of the late Jalathabeyewardena Mudiyanseilage Davith Perera Appuhamy of Wewagedara.
No. 2,631.

THIS matter coming on for disposal before Mr. H. Kantawala, Esq., District Judge of Negombo, on January 30, 1929, in the presence of Messrs. de Zoysa

& Loos, Proctors, on the part of the petitioner, Jalathabeyewardena Mudiyanseilage John Simon Abeyewardana of Wewagedara; and the affidavit of the said petitioner dated December 20, 1928, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the brother of the said deceased, to administer the estate of the deceased and that letters of administration do issue to him accordingly, unless the respondents—(1) Jalathabeyewardena Mudiyanseilage Subaseris Appuhamy, (2) Subasinghe Aratchige Dona Marthina Pererahamine, both of Wewagedara, (3) Jalathabeyewardena Mudiyanseilage John William Perera, (4) ditto John Perera Appuhamy, (5) ditto Bastian Perera Appuhamy, (6) ditto Julis Perera Appuhamy, all of Wewagedara in Dasiya pattu, (7) W. Sarana Jothi Terunnanse of Halpe in Yatigaha pattu of Hapitigam korale, (8) Jalathabeyewardena Mudiyanseilage Dona Punchi Nonahamine assisted by her husband, D. B. Ranasingha Wijewardena. Vidane Arachchi, of Mabodale, (9) Mahawasalaliyanage Dona Rosalina Nona of Alutepola, (10) Jalathabeyewardena Mudiyanseilage Dona Alice Nona assisted by her husband, D. P. Jayasingha of Hapuwalana in Dunagaha pattu, (11) ditto Albi Nonahamine also of Wewagedara—or any other person or persons interested shall, on or before February 25, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 30, 1929.

M. H. KANTAWALA,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction In the Matter of the Intestate Estate of the late Warnakulasuriya Anthony Coonghe of Welihena.
No. 2,633.
Value of the Estate is Rs. 1,231.65.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on February 7, 1929, in the presence of Mr. T. Q. Fernando, Proctor, on the part of the petitioner, Uswatte Leyanage Wenceslaus Perera of Kotugoda; and the affidavit of the said petitioner dated February 4, 1929, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as one of the sons-in-law of the deceased, to administer the estate of the deceased, and that letters of administration do issue to him accordingly, unless the respondents—(1) Mihidukulasuriya Martha Fernando of Katuwapitiya, (2) Warnakulasuriya Stephen Coonghe of Timbirigaskatuwa, Negombo, (3) Warnakulasuriya Vithoria Coonghe of Kotugoda, (4) Warnakulasuriya Margaret Coonghe, wife of Kaithanu Manuel Perera of Madampe, (5) Warnakulasuriya Rosa Mary Coonghe, (6) Warnakulasuriya Mary Angelina Coonghe, both of Katuwapitiya—or any other person or persons interested shall, on or before March 1, 1929, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent be and he is hereby appointed guardian *ad litem* over the minors, 5th and 6th respondents, for the purpose of this testamentary action, unless sufficient cause be shown to the satisfaction of this court to the contrary on or before March 4, 1929.

February 7, 1929.

M. H. KANTAWALA,
District Judge.

In the District Court of Negombo.

Order Nisi. 30 Feb/29

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Rankothpedige Jambuwa of No. 2,634. Horampella, deceased.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on February 8, 1929, in the presence of Mr. M. P. Jayawardana, Proctor, on the part of the petitioner, Wagapedige Salmali of Horampella; and the affidavit of the said petitioner dated December 30, 1928, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled, as the widow of the said deceased, to administer the estate of the deceased and that letters of administration do issue to her accordingly, unless the respondents—(1) Rankothpedige Nadorisa of Horampella, (2) ditto Pabilina of Akaragama, (3) ditto Puranayasa of Horampella, (4) ditto Sabindu, (5) ditto Aggasena, both of Horampella—or any other person or persons interested shall, on or before March 1, 1929, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent be and is hereby appointed guardian *ad litem* over the minors, 2nd to 5th respondents, for the purpose of this testamentary action, unless sufficient cause be shown to the contrary on or before March 1, 1929.

M. H. KANTAWALA,
District Judge.

February 8, 1929.

In the District Court of Kandy.

Order Nisi. 24 Feb/29

No. 4,657. In the Matter of the Estate of the late Mudiyanselegedera Tikiri Banda, deceased, of Ganata.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on September 8, 1928, in the presence of Mr. H. A. C. Wickremeratne, on the part of the petitioner, Kangara Mudiyanselegedera Ram Menika of Sooriyagoda; and the affidavit of the said petitioner dated August 4, 1928, having been read:

It is ordered that the petitioner above named, as the eldest sister of the deceased, be and she is hereby declared entitled to letters of administration to the estate of the deceased above named, issued to her accordingly, unless the respondents—(1) Kangara Mudiyanselegedera Mutu Menika, (2) ditto Pinchi Amma, (3) ditto Loku Banda—shall, on or before October 15, 1928, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

Time to show cause is extended to February 25, 1929.

In the District Court of Kandy. 31 Feb/29

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 4,692. Yatepane Batagollegedera Bilinda, deceased, of Batagalla in Ganga Ihala korale of Udapalata.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on February 4, 1929, in the presence of Messrs. Beven &

Beven on the part of the petitioner, Yatepane Batagollegedera Allis of Batagalla; and the affidavit of the said petitioner dated December 14, 1928, having been read:

It is ordered that the petitioner, as the eldest son of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents—(1) Yatepane Manawegedera Ukku, (2) Yatepane Batagollegedera Rankiri, (3) Yatepane Batagollegedera Puncha, (4) Yatepane Batagollegedera Siripala, (5) Yatepane Batagollegedera Sirimalie, (6) Yatepane Batagollegedera Kiri Ukkuwa, (7) Yatepane Batagollegedera Kiri Appuwa, (8) Yatepane Batagollegedera Kaloo, (9) Yatepane Batagollegedera Nanduwa, and (10) Wattuwa Dureyalagedera Handuwa; all of Batagalla; the 3rd to 9th respondents by their guardian *ad litem* the 10th respondent above named—shall, on or before March 4, 1929, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

February 4, 1929.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the Jurisdiction. late Attanayake Mudiyanselegedera Kalu No. 4,694. Banda Arachchi, deceased, of Handessa.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on December 20, 1928, in the presence of Messrs. Abeykoon & Dias Desinghe, Proctors, on the part of the petitioner, Permuneralla Dingiri Menika of Handessa; and the affidavit of the said petitioner dated November 14, 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) Attanayake Mudiyanselegedera Pragnaratne, (2) ditto Gunaratne, (3) ditto Loku Menika, (4) ditto Punchi Menika, (5) ditto Ukku Banda, (6) ditto Ran Banda, (7) ditto Goonetillake Banda, (8) ditto Kiri Banda, (9) ditto Karunaratne, and (10) ditto Bala Menika, all of Handessa aforesaid; the 3rd to 10th by their duly appointed guardian *ad litem* the 1st respondent—shall, on or before March 4, 1929, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

December 20, 1928.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Nugepatane Ekanayake Mudiyanselegedera Pallegedera Siyatu, deceased, of Watapana.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on January 10, 1929, in the presence of Messrs. Abeykoon & Dias Desinghe, Proctors, on the part of the petitioner, Weesin Mudiyanselegedera Bandara Menika of Watapana; and the affidavit of the said petitioner dated July 28, 1928, having been read:

It is ordered that the petitioner, as the widow of the deceased be and she is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to her accordingly, unless the respondents—(1) Nugepatane Ekanayake Mudiyan-selage Kalu Banda, (2) ditto Punchi Banda, (3) Tenna-koon Mudiyan-selage Ran Banda; the 1st and 2nd respondents by their duly appointed guardian *ad litem* the 3rd respondent—shall, on or before February 28, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 10, 1929.

W. E. BARBER,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Pediduregedera Dingiriya, deceased, No. 4,712. of Uggalkumbura.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on January 24, 1929, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Pediduregedera Ukkuwa, also of Uggalkumbura; and the affidavit of the said petitioner dated January 24, 1929, having been read:

It is ordered that the petitioner, as the father of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him accordingly unless the respondents—(1) Pediduregedera Ukku, (2) Pediduregedera Menikie, (3) Pediduregedera Sobanie, (4) Pediduregedera Dingiri, (5) Pediduregedera Hawadia, (6) Pediduregedera Setuwa, (7) Pediduregedera Jinadasa, (8) Pediduregedera Karunawatie, and (9) Rankotgedera Hapie, all of Uggalkumbura; the 1st to 8th respondents by their guardian the 9th respondent—shall, on or before March 7, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 24, 1929.

W. E. BARBER,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 4,721. Wickramasinghe Mudiyan-selage Siyato, deceased, of Ududeniya.

THIS matter coming on for disposal before William Edward Barber, Esq., District Judge, Kandy, on February 8, 1929, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner, Dissanayake Mudiyan-selage Koin Menika of Ududeniya; and the affidavit of the petitioner dated February 5, 1929, having been read:

It is ordered that the petitioner, as the widow of the deceased, be and she is hereby declared entitled to letters of administration to the estate of the deceased above named issued to her accordingly unless Bogahagedera Dissanayake Mudiyan-selage Punchi Banda of Ududeniya shall, on or before March 7, 1929, show sufficient cause to the satisfaction of this court to the contrary.

February 8, 1929.

W. E. BARBER,
District Judge.

28/1/29 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kandiah Suppar of Karavanai South, No. 6,969. deceased.

Suppar Kanapathippillai of Karavanai South. Petitioner.

Vs.

(1) Suppar Kandiah of Karavanai South, (2) Suppar Velauthan of Karavanai South, (3) Suppar Chelliah of ditto, (4) Suppar Murugesu of ditto, (5) Sinnachy daughter of Suppar, of ditto. Respondents.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge, on December 4, 1928, in the presence of Mr. K. Muttuccumar, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner dated November 27, 1928, having been read:

It is ordered that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 3rd, 4th, and 5th respondents, and letters of administration to the estate of the above-named deceased do issue to the petitioner, unless the respondents shall, on or before January 17, 1929, show cause to the contrary to the satisfaction of this court.

January 11, 1929.

J. C. W. ROCK,
District Judge.

Extended till February 7, 1929.

Extended till February 26, 1929.

38/2/29 In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Velupillai Robert Selva-nayagam of Karuvappankerni in Batticaloa, deceased.

Between

Poopalapillai Gabriel Chellaturai of Karuvappankeny Petitioner.

And

(1) Poopalapillai Emily Alagammah of Karuvappankeny, (2) Rasiah Chellapakiam, (3) Chellam Seenitamy and (4) Sinnatamby Nallammah of Amirthakal Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Batticaloa, on December 20, 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 December 7, 1928, and December 18, 1928, respectively, having been read:

It is ordered that the 4th respondent be and she is hereby appointed guardian *ad litem* over the minors, the 2nd and 3rd respondents, that the 2nd, 3rd, and 4th respondents do appear before this court in person, and that the petitioner be and he is hereby declared entitled, as a cousin of the deceased, and that letters of administration do issue to him, unless the above respondents

or any other person or persons interested shall, on or before January 29, 1929, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1928. G. C. THAMBYAH,
District Judge.

This *Order Nisi* is extended to February 12, 1929.

January 29, 1929. G. C. THAMBYAH,
District Judge.

This *Order Nisi* is extended to February 26, 1929.

February 12, 1929. G. C. THAMBYAH,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and Effects
Jurisdiction. of the late Thamotharampillai An-
No. 291. namthu of Pankudavely, deceased.

Thamotharampillai Thambimuttu of Pan-
kudavely Petitioner.

And

(1) Veeracuddy Suppramaniam of Madhu road, (2) Ponniah Velmurugu of ditto, (3) Thamotharampillai Mootathamby of Pankudavely, (4) ditto Kanapathipillai of Kudiyiruppu, (5) ditto Kanda-cudy of Pankudavely, (6) ditto Kanamuttu of ditto, (7) Tholipody Omangampillai of Kudiyiruppu, (8) ditto Ummugithamby of ditto, (9) ditto Seenithamby of Pankudavely, (10) ditto Eliathamby of Kudiyiruppu, (11) ditto Thambi-muttu of Pankudavely, (12) ditto Ponnu of ditto, (13) Veeracuddy Rasammah of ditto, (14) ditto Tholipody of ditto, (15) Nallathamby Sukurupody of ditto Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Batticaloa, on November 3, 1928, in the presence of Messrs. Thambirajah & Stephen, Proctors, on the part of the petitioner; and the affidavit and petition of the petitioner, both dated November 29, 1928, having been read :

It is ordered that the petitioner be and he is declared entitled, as a brother of the deceased, to administer the estate of the deceased and that letters of administration do issue to him accordingly, unless the above-named respondents or any other person or persons interested shall, on or before February 7, 1929, show sufficient cause to the satisfaction of this court to the contrary.

November 30, 1928. G. C. THAMBYAH,
District Judge.

Extended and re-issued till March 12, 1929.

G. C. THAMBYAH,
District Judge.

In the District Court of Chilaw. 24/1

No. 1,874. In the Matter of the Intestate Estate of the late D. H. Velappuhamy of Purudu-wella in Chilaw District, deceased.

M. A. Dingiri Menikhamy of Puruduwella
aforesaid Petitioner.

Vs.

(1) D. H. Herath Singho, (2) ditto Punchi Singho Appuhamy, both of Puruduwella Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on October 18, 1928, in the presence of Mr. M. L. Marasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 13, 1928, having been read :

It is ordered that the petitioner be and she is hereby declared entitled, as 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 March 1, 1929, show sufficient cause to the satisfaction of this court to the contrary.

February 1, 1929. M. A. ARULANANDAN,
District Judge.

In the District Court of Chilaw. 34

Order Nisi.

No. 1,901 T. In the Matter of the Intestate Estate of the Last Will and Testament of the late Sivarama Kirishna Iyer Subramaniya Iyer of Munnasaram.

Sivarama Kirishna Iyer Sambasiya Iyer of Mun-
nasaram Petitioner.

Vs.

(1) Subramaniya Iyer Somasundara Iyer, (2) Subra-
maniya Iyer Wadiwamba Amma, both minors,
(3) Ganesa Iyer Yogiswara Iyer, all of Mun-
nasaram Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on January 28, 1929, in the presence of Mr. F. T. Proctor, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner, the attesting notary, and the witnesses dated January 18, 1929, having been read :

It is ordered that the last will of Sivarama Kirishna Iyer Subramaniya Iyer, deceased, of which the original has been produced and is now deposited in the court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, and that the 3rd respondent be appointed guardian *ad litem* over the 1st and 2nd minor respondents for the purpose of these proceedings, unless any person or persons interested shall, on or before March 1, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1929. M. A. ARULANANDAN,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Warnakulasuriya Rosa Fernando
No. 1,879. of Mirisankotuwa, deceased.

Warnakulasuriya Girigoris Fernando of Mirisankotuwa Petitioner.

And

(1) Theresia Fernando, (2) Joseph Fernando, both
of Mirisankotuwa Respondents.

THIS matter coming on for disposal before M. A. Arulanandan, Esq., District Judge of Chilaw, on February 1, 1929, in the presence of Messrs. Corea & Corea, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 1, 1929, having been read:

It is ordered that the above-named 1st respondent be and she is hereby appointed guardian *ad litem* over the 2nd respondent, who is a minor, for the purpose of these proceedings, and that the petitioner be and he is hereby declared entitled, as the husband of the said 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 March 1, 1929, show sufficient cause to the satisfaction of this court to the contrary.

February 1, 1929.

M. A. ARULANANDAN,
District Judge.

In the District Court of Anuradhapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Herathamy Vel Vidanege Kiri-
No. 383. banda of Talgaswewa in Wilachchiya
korale.

Menikrala Vidanege Manthirahamy of Ihalamara-
gahawewa in Wilachchiya korale Petitioner.

vs.

(1) Kirihanlage Eku Ettany of Ihalamaragaha-
wewa aforesaid, a minor, (2) Menikrala Vidanege
Pulate of Hunuwilagama in Wilachchiya
korale Respondents.

THIS matter coming on for disposal before R. M. Davies Esq., District Judge of Anuradhapura, on January 15, 1929, in the presence of Mr. S. D. Krisnaratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 15, 1929, having been read:

It is ordered that the said 2nd respondent be and he is hereby appointed guardian *ad litem* over the 1st minor respondent for the purpose of this testamentary action, unless sufficient cause be shown to the satisfaction of this court to the contrary on or before February 28, 1929.

And it is further ordered that the said petitioner be and he is hereby declared entitled, as the father-in-law of the said deceased, to administer the estate of the deceased, and that letters of administration to the said estate do issue to him accordingly, unless the respondents or any other person or persons interested shall, on or before February 28, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 15, 1929.

R. M. DAVIES,
District Judge.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Meehitiya Gamaetirallaye Appu-
No. 903. hamy, deceased, of Godigomuwa.

THIS matter coming on for disposal before C. J. S. Pritchett, Esq., District Judge, Ratnapura, on January 25, 1929, in the presence of Mr. Winfield Jayawardane, Proctor, on the part of the petitioner, Meehitiye Gamaetirallaye Dingirimahatmaya of Godigomuwa; and the affidavit of the said petitioner dated January 17, 1929, having been read:

It is further declared that the said petitioner is the grandson of the said deceased; and that he is entitled to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents—(1) Meehitiye Gamaetirallaye Siribohamy, (2) ditto Ratranhamy, both of Godigomuwa, (3) ditto Rammalhamy of Niriella, and (4) ditto Rammenike of Karangoda—or any other person or persons interested shall, on or before February 26, 1929, show sufficient cause to the satisfaction of this court to the contrary.

January 25, 1929.

C. J. S. PRITCHETT,
District Judge.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Narangoda Aratchillaye Dingirihamy,
No. 904. deceased, of Bulatgama.

THIS matter coming on for disposal before C. J. S. Pritchett, Esq., District Judge, Ratnapura, on February 5, 1929, in the presence of Messrs. Walloppillai & Goonesekera, Proctors, on the part of the petitioner, Narangoda Aratchillaye Hennmenike of Bulatgama; and the affidavit of the said petitioner dated February 3, 1929, having been read:

It is ordered that Narangoda Aratchillaye Jinadasa of Bulatgama be appointed guardian *ad litem* over the minor respondent, Narangoda Aratchillaye Senaratne for the purpose of these proceedings, unless the said parties or any other person or persons interested shall, on or before March 15, 1929, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Narangoda Aratchillaye Hennmenike, the petitioner, is the eldest daughter of the said deceased, and that she is entitled to have letters of administration to the estate of the said deceased issued to her accordingly, unless Narangoda Aratchillaye Jinadasa, ditto Rammenike, and ditto Senaratne or any other person or persons interested shall, on or before March 15, 1929, show sufficient cause to the satisfaction of this court to the contrary.

February 5, 1929.

C. J. S. PRITCHETT,
District Judge.