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

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DRAFT ORDINANCES.

MINUTE.

J 963/28

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

No. 15 of 1898,
IV. 155.

An Ordinance to amend "The Criminal Procedure Code, 1898."

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 Criminal Procedure Code (Amendment) Ordinance, 1931."

Amendment of section 157 of the principal Ordinance.

2 Section 157 of the principal Ordinance is amended—

- (a) In sub-section (1) by substituting the words "when a Magistrate who is not specially empowered by the Governor to exercise the powers under sub-section (2) has concluded the inquiry he shall" for the words "when the inquiry has been concluded the Magistrate shall" in lines 1 and 2 ;
- (b) In sub-section (2) by renumbering it as sub-section (3) ;
- (c) In sub-section (3) by renumbering it as sub-section (4) ; and
- (d) After sub-section (1) by inserting the following as new sub-section (2) :—

(2) When a Magistrate who is specially empowered by the Governor to exercise the powers under this sub-section has concluded the inquiry he shall (a) if he finds that there are not sufficient grounds for committing the accused for trial discharge him or (b) if he finds that there are sufficient grounds for committing the accused for trial first frame a charge declaring with what offence the accused is charged, read and explain it to him and proceed in respect thereof in the manner prescribed in section 155, then make an order committing the accused for trial before a higher court by which such offence is shown in the eighth column of the Second Schedule to be triable, and finally forward the record to the Attorney-General remanding the accused to custody or admitting him to bail as he thinks proper.

Amendment of section 158 of the principal Ordinance.

3 Section 158 of the principal Ordinance is amended—

- (a) In sub-section (1) by inserting the words "that the committal be quashed or" between the word "directs" and the word "that" in line 3 ; and
- (b) In sub-section (2) by inserting the words "or not quashed" between the word "directed" and the word "by" in line 1, and by adding the words "and if such indictment charges the accused with an offence other than that in respect of which the evidence was recorded he shall with reference to the offence in the indictment be addressed and have his statement recorded in the manner prescribed in section 155 and be allowed to recall and examine any witnesses already examined" at the end.

Amendment of section 160 of the principal Ordinance.

4 Section 160 of the principal Ordinance is amended by substituting the words "On the accused being served with a copy of an indictment" for the words "On committing the accused" in line 1.

Amendment of section 161 of the principal Ordinance.

5 Section 161 of the principal Ordinance is amended in sub-section (1) by substituting the words "After the accused has been served with a copy of the indictment and before the commencement of the trial the Magistrate may if he thinks it desirable and shall if so required by the Attorney-General" for the words "The Magistrate may after commitment and before the commencement of the trial" in lines 1 and 2.

Amendment of section 162 of the principal Ordinance.

6 Section 162 of the principal Ordinance is amended in sub-section (1) by substituting the words "When the accused is served with a copy of the indictment the Magistrate shall" for the words "When the Magistrate commits the accused for trial he shall" in lines 1 and 2.

Amendment of section 163 of the principal Ordinance.

7 Section 163 of the principal Ordinance is amended by substituting the words "The Magistrate shall when the accused is served with a copy of the indictment" for the words "The Magistrate shall if the accused is committed for trial" in lines 1 and 2.

8 Section 164 of the principal Ordinance is amended by substituting the words "After the accused is served with a copy of the indictment" for the words "When the accused has been committed for trial" in line 1.

Amendment of section 164 of the principal Ordinance.

9 Section 165 of the principal Ordinance is amended—

Amendment of section 165 of the principal Ordinance.

(a) In sub-section (1) by substituting the words "When the accused is served with a copy of the indictment the Magistrate shall" for the words "When the Magistrate commits the accused for trial he shall" in lines 1 and 2; and

(b) In sub-section (2) by substituting the words "The Magistrate shall after the accused is served with a copy of the indictment notify the committal" for the words "The Magistrate shall forthwith after committing the accused for trial notify such committal" in lines 1 and 2.

10 Section 192 of the principal Ordinance is amended in sub-section (1) by adding the words "Provided that a Magistrate who is specially empowered by the Governor to exercise the powers under section 157 (2) shall comply with the requirements of sub-section 2 (b) of the said section before so forwarding the record" at the end.

Amendment of section 192 of the principal Ordinance.

11 Section 387 of the principal Ordinance is amended by substituting the words "direct that the accused be committed to the court nominated by him and shall when he so directs or when he acquiesces in a commitment made under section 157 (2)" for the words "name the court to which such commitment shall be made and in such event shall" in lines 4 and 5.

Amendment of section 387 of the principal Ordinance.

12 After section 387 the principal Ordinance is amended by inserting the following as new section 387 A :—

Insertion of new section 387A in the principal Ordinance.

387 A. Whenever a Police Court shall have committed an accused for trial under the provisions of section 157 and the Attorney-General shall be of opinion that no valid charge can be preferred against the accused in respect of the facts proved the Attorney-General may forward to such court an order in writing directing that the commitment be quashed and that the accused be discharged from the complaint information and charge on which he was committed and from further detention if he is in custody; and thereupon a Police Magistrate of such court shall cause the accused to be brought before him and so discharged and all proceedings against the accused on the said complaint information and charge shall be stayed.

Attorney-General may quash commitment.

13 Section 389 of the principal Ordinance is amended in sub-section (1) by inserting the words "When a Police Magistrate has forwarded the proceedings in any case to the Attorney-General as required by section 157 (1)" at the beginning.

Amendment of section 389 of the principal Ordinance.

14 Section 390 of the principal Ordinance is amended—

Amendment of section 390 of the principal Ordinance.

(a) In sub-section (1) by inserting the words "if pending" between the word "shall" and the word "be" in line 5; and

(b) In sub-section (2) by substituting the word "inquiry" for the word "case" in line 2, by substituting the words "such proceedings" for the words "the inquiry to which such proceedings relate" in line 4 and by deleting the words "and to conduct and conclude such inquiry in accordance with the terms of such instructions" at the end.

By His Excellency's command,

Colonial Secretary's Office, F. G. TYRRELL,
Colombo, March 11, 1931. Acting Colonial Secretary.

Objects and Reasons.

This Bill gives effect to the recommendations contained in the "Report of the Committee on Delays in the Administration of Justice in Criminal Courts" (Sessional Paper XII.—1929) that the Criminal Procedure Code, 1898, be amended so as to authorize Police Magistrates to commit for trial without reference to the Attorney-General those cases which they are not permitted to try summarily. It is considered advisable however to extend this new privilege only to Police

Magistrates, who are specially empowered by the Governor to exercise it, and the amendments necessary for this purpose would therefore merely supplement and not alter the existing procedure. But in giving effect to the required changes it has been found necessary to amend the form of some sections which are and will remain concerned with only the present procedure.

2. Clause 2 (a) of the Bill amends section 157 (1) of the principal Ordinance so as to limit its applications to Magistrates who are not specially empowered by the Governor to exercise the new powers and clause 2 (d) introduces a new sub-section (2) to section 157 which confers on Magistrates who are so empowered the right to themselves commit cases for trial without prior reference to the Attorney-General.

3. Clause 12 enacts a new section 387A which empowers the Attorney-General to quash a committal made by a Magistrate under the new section 157 (2) when he thinks it unsustainable, and clause 3 (a) by an amendment of section 158 (1) requires the Magistrate to discharge the accused in such circumstances.

4. Clause 11 amends section 387 so as to require the Attorney-General to prepare and send to the Magistrate an indictment whenever he does not exercise his powers of quashing the committal, and under section 158 (2) as amended by clause 3 (b) the Magistrate has to read, explain and serve a copy of this indictment on the accused.

5. To provide for a case where the Attorney-General is of opinion that more evidence than has been already recorded by the Magistrate should be available at the trial, clause 14 introduces changes in section 390 which will permit the Attorney-General after the conclusion of the inquiry and after the indictment has been served on the accused to direct the Magistrate to record further evidence by virtue of the powers in section 161 as amended by clause 5. The present right of the Attorney-General to require the Magistrate to record such supplementary evidence during the inquiry and before the indictment is served on the accused is made inapplicable to the new procedure governing Magistrates enjoying the new privilege by the alteration to section 389 effected by clause 13.

6. Clauses 4, 6, 7, 8, and 9 alter the stage at which the steps provided for in sections 160, 162, 163, 164, and 165 are to be taken, by fixing it for the future with reference to the time at which a copy of the indictment is served on the accused. And clause 5 does the same thing among others in respect of section 161.

7. Clause 10 by a new proviso to section 192 authorizes a Magistrate who enjoys the right conferred by the new section 157 (2) to himself commit a case for trial to a higher court when at the end of a summary trial of that case he thinks the accused ought to be punished with a sentence exceeding the jurisdiction of the Police Court.

Attorney-General's Chambers,
Colombo, February 10, 1931.

S. OBEYSEKERE,
Acting Attorney-General.

MINUTE.

K 262/28

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

An Ordinance to amend the Village Communities Ordinance, No. 9 of 1924.

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 Village Communities Amendment Ordinance, 1931.

Amendment of section 56 of the principal Ordinance.

2 Section 56 of the principal Ordinance is hereby amended by the addition of the following paragraph at the end thereof:—

No. 9 of 1876. I. 827.

(c) All other proceedings which may be instituted under the Cattle Trespass Ordinance, 1876, in any chief headman's division or part thereof, save where jurisdiction in respect of such proceedings has been specifically given to a Village Tribunal, and a Village Tribunal has been, or is deemed to have been, established in such chief headman's division or part thereof.

By His Excellency's command,
Colonial Secretary's Office,
Colombo, March 11, 1931. F. G. TYRRELL,
Acting Colonial Secretary.

Objects and Reasons.

In respect of the Cattle Trespass Ordinance, 1876, the jurisdiction of a Village Committee is at present confined to "offences", to the exclusion of all other legal proceedings contemplated by that Ordinance. For instance the powers under sections 7, 8, and 9 do not now extend to Village Committees. This amendment of the Village Communities Ordinance, No. 9 of 1924, is designed to enlarge a Village Committee's jurisdiction so as to cover legal proceedings under the Cattle Trespass Ordinance, 1876, which are not "offences".

Attorney-General's Chambers,
Colombo, January 22, 1931.

S. OBEYSEKERE,
Attorney-General.

NOTIFICATION OF CRIMINAL SESSIONS

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Galle will be holden at the Court-house at Galle on Monday, April 27, 1931, 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,
Galle, March 26, 1931.

G. S. WODEMAN,
Fiscal.

DISTRICT AND MINOR COURTS NOTICE.

In the District Court of Anuradhapura.

NOTICE is hereby given that the articles mentioned below, will be sold by public auction, if no claim is made thereto on or before April 18, 1931:—

List of unclaimed articles.

54, one pair of gold earrings; 55, one silver waist chain, one silver waist string; 56, two silver bangles, one thread necklace; 57, one cloth; two beads, three bangles, two necklets, two nose rings, five rings; 58, 2 bangles, one silver chain, one bunch of keys; 59, four brass bangles, one pair brass rings, one pair gold earrings; 60, one pair German silver bangles; 61, one silver bead chain; 62, one necklet of beads, two silver bangles; 63, one silver chain; 67, one cloth, one bangle; 71, two silver bangles; 80, two silver earrings; 81, one string of beads, two bangles; 82, one silver bangle; 86, four buttons, one hair pin, two bangles, two earrings, twenty rings.

District Court, D. B. SENEVIRATNE,
Anuradhapura, March 25, 1931. District Judge.

NOTICES OF INSOLVENCY.**Insolvency of Freudenberg and Company.**

ALL persons owing money to or having claims against the firm of Freudenberg and Company and/or against any of the partners of the said firm, namely, Siegmund Freudenberg, Winfried Freudenberg, Ernst Wild, and Heinrich Gaege, are requested to pay such amounts and notify such claims to me. All claims should be supported by vouchers or other written evidence.

A. E. ILLINGWORTH,

Provisional Assignee of Freudenberg & Co.
Office of Ford, Rhodes, Thornton & Co.,
Imperial Bank Buildings, Prince street,
Colombo

In the District Court of Colombo.

No. 3,657. In the matter of the insolvency of M. Supramaniam Pillai of 108, Sea street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place

at the sitting of this court on May 5, 1931, for proof of claim of P. R. N. K. R. Raman Chettiar.

By order of court, A. E. PERERA,
Colombo, March 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,147. In the matter of the insolvency of Marsion Suraweera and Martin Suraweera, carrying on business in partnership at 65, Kewer street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on May 5, 1931, for the approval of conditions of sale of insolvent property.

By order of court, A. E. PERERA,
Colombo, March 25, 1931. for Secretary.

In the District Court of Colombo.

No. 4,232. In the matter of the insolvency of M. Emanuel Fernando of Dehiwala.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on May 5, 1931, for the appointment of an assignee.

By order of court, A. E. PERERA,
Colombo, March 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,245. In the matter of the insolvency of Shaik Mohamed, Katchi Mohideen, and Katchi Mohamed carrying on business under the name, style, and firm of M. K. A. Mohideen & Brothers at 195-197, Fourth Cross street, Pettah.

WHEREAS Shaik Mohamed, Katchi Mohideen, and Katchi Mohamed have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by E. G. Adamaly & Co. of Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Shaik Mohamed, Katchi Mohideen, and Katchi Mohamed insolvents accordingly; and that two public sittings of the court, to wit, on May 5, 1931, and on May 19, 1931, will take place for the said insolvents to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,246. In the matter of the insolvency of H. A. Perera of 79, Silversmith street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 2, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, March 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,286. In the matter of the insolvency of V. Amoris Soysa of Kotuwila.

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 June 2, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, March 26, 1931. for Secretary.

In the District Court of Colombo:

No. 4,292. In the matter of the insolvency of E. R. Samuel of Colpetty.

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 June 2, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, March 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,374. In the matter of the insolvency of Beruwalage Romulus Fernando of 13th lane, Bambalapitiya.

WHEREAS B. Romulus Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by N. S. de Silva of 19, Grandpass, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said B. Romulus Fernando insolvent accordingly; and that two public sittings of the court, to wit, on May 5, 1931, and on May 19, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,375. In the matter of the insolvency of N. D. Seyed Mohideane and N. D. Sheik Abideane, both carrying on business under the name, style, and firm of Zubaida Drapery Stores at Main street, Colombo.

WHEREAS N. D. Seyed Mohideane and N. D. Sheik Abideane have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by I. I. M. Haniffa of Messenger street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said N. D. Seyed Mohideane and N. D. Sheik Abideane insolvents accordingly; and that two public sittings of the court, to wit, on May 12, 1931, and on May 26, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,377. In the matter of the insolvency of V. L. W. Abeyratne of Hampden lane, Wellawatta.

WHEREAS V. L. W. Abeyratne has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by E. O. Felsing of Turret road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said V. L. W. Abeyratne insolvent accordingly; and that two public sittings of the court, to wit, on May 5, 1931, and on May 19, 1931, will take place

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

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,379. In the matter of the insolvency of G. Vincent Fernando of Messenger street Colombo.

WHEREAS G. Vincent Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. Kathiresu Pillai of Mutwal, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said G. Vincent Fernando insolvent accordingly; and that two public sittings of the court, to wit, on May 19, 1931, and on June 2, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,380. In the matter of the insolvency of A. A. M. Thahir of Third Cross street, Pettah.

WHEREAS A. A. M. Thahir has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. M. S. Silieth of Baseline road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. A. M. Thahir insolvent accordingly; and that two public sittings of the court, to wit, on May 12, 1931, and on May 26, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,381. In the matter of the insolvency of S. M. Katchi Mohideen of Kalutara South, presently of Colombo.

WHEREAS S. M. Katchi Mohideen has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Una Mohamad of 17/1 and 2, Vincent street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. M. Katchi Mohideen insolvent accordingly; and that two public sittings of the court, to wit, on May 5, 1931, and on May 19, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,382. In the matter of the insolvency of G. W. Senanayaka of 7, Fifth Cross street, Pettah, Colombo.

WHEREAS G. W. Senanayaka has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. T. Fernando of Panadure, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said G. W. Senanayaka insolvent accordingly; and that two public sittings of the court, to wit, on May 12,

1931, and on May 26, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 24, 1931. for Secretary.

In the District Court of Colombo.

No. 4,383. In the matter of the insolvency of B. W. Pereira of Alutmawata road, Mutwal.

WHEREAS B. W. Pereira has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by H. G. W. Nonis of 2nd Division, Maradana, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said B. W. Pereira insolvent accordingly; and that two public sittings of the court, to wit, on May 12, 1931, and on May 26, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, March 28, 1931. for Secretary.

In the District Court of Kalutara.

No. 257. In the matter of the insolvency of M. E. Fernando of Beruwala, insolvent.

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, 1931, for the approval of the conditions of sale of insolvent's properties.

By order of court, A. W. LUKKENS,
Kalutara, March 26, 1931. Secretary.

In the District Court of Kandy.

No. 1,926. In the matter of the insolvency of A. K. M. Alla Pitche Saibo of Kobonilla in Urugala.

WHEREAS A. K. M. Alla Pitche Saibo of Kobonilla in Urugala has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by T. K. Sathan, K. E. of Nugagalla estate, Urugala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. K. M. Alla Pitche Saibo insolvent accordingly; and that two public sittings of the court, to wit, on April 24, 1931, and on May 22, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,
Kandy, March 18, 1931. Secretary.

In the District Court of Galle.

No. 639. In the matter of the insolvency of D. S. de Silva Weeraratne of Baddegama.

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 July 1, 1931, for examination of insolvent.

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

In the District Court of Galle.

No. 651. In the matter of the insolvency of Mohamed Ossen Mohamed Samsadeen of 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 April 29, 1931, for appointment of assignee, balance sheet, and books, &c.

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

In the District Court of Galle.

No. 652. In the matter of the insolvency of Morapitiya Hewage Henry Ariyaratne of Bataganwila.

WHEREAS Peduruhewage Pelis of Kalégana has filed a declaration of insolvency, and a petition for the sequestration of the estate of Morapitiya Hewage Henry Ariyaratne, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Morapitiya Hewage Henry Ariyaratne insolvent accordingly; and that two public sittings of the court, to wit, on April 17, 1931, and on May 7, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

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

In the District Court of Galle.

No. 653. In the matter of the insolvency of A. P. Endiris de Vas of Patabendimulla in Ambalangoda.

WHEREAS H. V. de Silva of Randonbe has filed a declaration of insolvency, and a petition for the sequestration of the estate of A. P. Endiris de Vas, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. P. Endiris de Vas insolvent accordingly; and that two public sittings of the court, to wit, on April 29, 1931, and on May 11, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

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

In the District Court of Badulla.

No. 12. In the matter of the insolvency of Thana Vana Seiyadu Ibrahim Saibo of Badulla.

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 May 6, 1931, for the consideration of the assignee's report.

By order of court, B. J. ARASARATNAM,
March 25, 1931. Secretary.

In the District Court of Badulla.

No. 13. In the matter of the insolvency of V. M. Muttusamy of Nugatalawa in Badulla District.

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 29, 1931, for the appointment of an assignee and the filing of the balance sheet by the insolvent.

By order of court, B. J. ARASARATNAM,
March 27, 1931. Secretary.

In the District Court of Kegalla.

Insolvency Jurisdiction. In the matter of the insolvency of Idroos Levvai Marikkar Abdul Gaffoor of No. 59. Bulathhokupitiya.

NOTICE is hereby given that the certificate meeting of the above insolvent has been refixed for May 6, 1931.

By order of Court, L. B. CASPERSZ,
Kegalla, March 25, 1931. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Annesley Young Daniel of Colombo..... Plaintiff.
No. 40,756 Vs.

(1) John Henry Arsecularatne of 24/348, Model Farm road, Colombo, presently residing at Harrired estate, Avissawella, (2) Winifred Clementina Arsecularatne, wife of the said John Henry Arsecularatne, presently residing at Harrired estate, Avissawella, (3) Don Johannes Chandrasekera of Indiparape, Mirigama.. Defendants.

NOTICE is hereby given that on Wednesday, May 6, 1931, at 5 P.M. will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 119 dated July 22, 1929, and attested by J. F. Vanlangenberg of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated March 4, 1931, for the recovery of the sum of Rs. 26,433.32, together with interest on Rs. 25,000 at 8 per cent. per annum from October 1, 1930, till the date of the said decree (November 24, 1930), and thereafter on the aggregate amount of the decree at 9 per cent. per annum till date of payment in full, and costs of suit, viz. :—

All that estate, plantation, and premises called and known as Cottedeniawepuwakwatta, situated in the village Cottedeniawe (Kotadeniyawa) in Yatigaha north peruwa in Yatigaha pattu of Hapitigam korale in the District of Colombo, formerly District of Negombo, Western Province, in the Island of Ceylon; bounded on the north-west and north by Maha-oya, on the north-east by land described in plan No. 56,992 and by property of W. Appooralle, on the south-east by a road, by land said to belong to the Crown and by the property of V. Sinchy, Vel-Vidane and others, on the south by land said to belong to the Crown and by Kooda-oya, on the south-west by the property of V. Sinchy, Vel-Vidane and others and by Kooda-oya, and on the west by Kooda-oya; containing in extent, exclusive of the road passing through the lot, 23 acres 2 roods and 12 perches according to title plan No. 58,610 dated January 24, 1863, and authenticated by Charles Sim, Surveyor-General, and all the crops and produce thereof and all the buildings, bungalows, factory, stores, machinery, fixtures, furnitures, tools, implements, cattle, carts, and other the dead and the live stock in and upon the said Cottedeniawepuwakwatta estate plantation and premises, and all rights, privileges, easements, servitudes, and appurtenances whatsoever to the said Cottedeniawepuwakwatta estate plantation and premises belonging or in anywise appertaining or used or enjoyed therewith or reputed or known as part and parcel thereof, and all the estate, right, title, interest, claim, and demand whatsoever of the 1st defendant in, to, out, of, or upon the same. Registered D 86/219.

Fiscal's Office,
Colombo, March 26, 1931.CARL E. ARNDT,
Deputy Fiscal.

In the District Court of Colombo.

D. L. Wijewardene of Greenpath, Colpoetty,
Colombo Plaintiff.
No. 42,517.56 Vs.Edmund F. Senarathne of Ratnagara, Moratuwa,
also of No. 6, Keyzer Street, Pettah,
Colombo Defendant.

NOTICE is hereby given that on Wednesday, May 13, 1931, at 2 P.M., will be sold by public auction at No. 57/6, Keyzer street, Pettah, Colombo, the following movable property for the recovery of the sum of Rs. 1,600, with interest thereon at 9 per cent. per annum from January 27, 1931, till payment in full, and damages at Rs. 200 per month from February 1, 1931, till defendant quits or ejected, and costs of suit, viz. :—

One cradle, 1 small settee, 2 teakwood folding chairs, 1 hat stand fixed with mirror, 1 ditto without mirror, 3 jak teapoys, 1 teakwood toilet table without mirror,

1 cushioned round chair, 2 ditto teakwood chairs 1 coconut wood folding chair, 3 hat stands, 1 teapoy, 1 commode, 1 toilet table without mirror, 1 teakwood almirah without mirror, 1 small writing table, 2 teakwood almirahs, 1 glass almirah, 5 toilet tables, 1 cheffonier, 4 teakwood almirahs fixed with mirrors, 4 teakwood almirahs, 2 bureau almirahs, 1 jak dining table, 1 nadun cushioned settee, 1 ebony settee, 10 teapoys, 1 teakwood cushioned settee, 2 ditto round chairs, 2 ditto writing tables, 38 nadun ladies' chairs, 14 teakwood ladies' chairs, 1 whatnot, 1 corner whatnot, 7 teakwood toilet tables, 2 teakwood almirahs fixed with mirrors, 1 teakwood dining table, 1 ditto cushioned settee, 1 ditto chair, 2 nadun almirahs without mirrors, 1 meat safe, 1 teakwood sideboard, 1 ditto whatnot, 1 ditto hat stand without mirror, 1 jak bureau almirah, 2 satinwood almirahs, 1 teakwood cheffonier, 1 nadun whatnot, 1 nadun bureau almirah, 1 jak almirah with table, 24 nadun chairs, 50 teakwood ladies' chairs, 1 ditto glass almirah, 1 teapoy, 1 teakwood almirah, 1 jak bureau almirah, 1 teakwood almirah without mirror, 1 toilet table, 1 teakwood writing table, 3 toilet tables without mirrors, 1 jak round table, 1 nadun cushioned arm chair, 12 nadun chairs, 10 teakwood chairs, 5 teakwood teapoys, 1 almirah without glass, 1 meat safe, 1 nadun whatnot, 3 ebony settees, 1 jak table, 2 nadun bureau almirahs, 1 round cushioned chair, 1 cushioned lady's chair, 1 toilet table, 1 round table, 14 jak tables, 6 low arm chairs, 6 bentwood chairs, 2 teakwood writing tables, 2 ebony couches, 1 teakwood couch, 1 nadun cushioned low chair, 1 teakwood settee, 1 nadun ditto, 5 ditto writing tables, 2 jak ceterettes, 9 jak tables, 1 bentwood settee, 3 teakwood sofas, 60 ditto chairs, 12 beds, 1 ebony armchair, 20 teakwood ladies' chairs, 1 cradle, 1 wash stand, 3 loungers, 3 tables, 1 teakwood bench, 1 meat safe, 1 lot parts of articles (timber).

Fiscal's Office,
Colombo, March 30, 1931.CARL E. ARNDT,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

K. M. P. R. M. Ramasamy Chettiar of
Matara Plaintiff.
No. 6,090.31 Vs.(1) D. F. R. Wifsekera of Deniyaya and (2) D. S.
Weeratunga of Madiha Defendants.

NOTICE is hereby given that on Saturday, April 25, 1931, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of a sum of Rs. 415.25, with legal interest from September 23, 1930, till payment in full :—

(1) All that the soil and trees (exclusive of the portion gifted to Avasaya) of the land called Kongahawatta *alias* Ihalakadawatewatta, situated at Madiha, within the Four Gravets of Matara, Matara District, Southern Province; and bounded on the north by Kadawatekumbura *alias* Ahanduwa and Balagekumbura, east by Pokunubadawatta, Kandewatta, and Pissugewatta, south by Hettikankanagehena and Iswaragehena, and west by Dolamullegewatta, Owilanegewatta, and deniya, and Ibbakumbura; and containing in extent 6 acres.

(2) All that the soil and trees of the land called Pahala-watta *alias* Pokunubodawatta, situated at Madiha aforesaid; and bounded on the north by high road, east by lane, south by Kandewatta, and west by Kongahawatta *alias* Ihalawatta; and containing in extent 2 acres.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, March 27, 1931. Deputy Fiscal.

In the District Court of Galle.

P. L. R. M. M. Manikkawasagam Chettiar of
Galle Plaintiff.
No. 28,849.23 Vs.S. M. L. Mohamed Cassim of Matara Defendant.
NOTICE is hereby given that on Wednesday, April 29, 1931, commencing at 10 o'clock in the forenoon,

will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 2,158·75, with legal interest thereon from September 30, 1930, till payment in full, and Rs. 73·92 for costs, less Rs. 810 recovered:—

The entire soil and fruit trees of the land called Joolgahakoratuwa, bearing assessment No. 216 (together with all the buildings standing thereon), situated at Kotuwegoda within the Four Gravets of Matara, Matara District, Southern Province; and bounded on the north by river, east by road to the river, south by high road, and on the west by a portion of the same land, and containing in extent about $\frac{1}{4}$ of an acre.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, March 28, 1931. Deputy Fiscal.

In the Court of Requests of Colombo.

Messrs. H. W. Cave & Co. of Fort in Colombo. Plaintiffs.

No. 66,322.

Arthur Weerakoon of Kumbura, Kumbura-gamuwa, and Nupe House, Matara. Defendant.

NOTICE is hereby given that on Saturday, April 25, 1931, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 48, with legal interest thereon from October 28, 1930, till payment in full, and costs of suit Rs. 51·25, and a further sum of Rs. 150 and damages at Rs. 12 per mensem from October 28, 1930, till the Corona Four typewriter bearing No. C1 A 02456 is returned to the plaintiffs:—

All that land called Mukadangahawatta together with the buildings standing thereon, situated at Nupe within the Urban District Council limits of Matara, Matara District, Southern Province; and bounded on the north by high road, east by a portion of the same land, south by Mugunamalgahawatta, and on the west by Bogahawatta; and containing in extent about 1 acre.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, March 24, 1931. Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

E. M. A. Maracair of Batticaloa. Plaintiff.

No. 6,873.

E. M. Mohaiyathabawa Maracair of Kattancudy Division No. 5. Defendant.

NOTICE is hereby given that on Saturday, April 25, 1931, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 622·97, with interest thereon at the rate of 9 per cent. per annum from March 14, 1930, till payment in full. (Principal and interest not to exceed Rs. 1,195·88, and costs Rs. 79·53.):—

An undivided half share out of the paddy land called Alavaraichampoveeli, situated at Kudakaraikilalcandam in Karavaguvaddai in Karavagu pattu, Batticaloa District, Eastern Province; and bounded on the north by Edapiddyodai, south by Asankithuvarampu presently belonging to M. M. Usanlevve, east by Kidamulai-arui, west by Sampuvaikal; containing in extent 9 acres, with inlets, outlets, and other rights.

N.B.—This property is under mortgage to N. M. P. H. Sivasithamparapillai of Arapattai by deed No. 15,576 for Rs. 800 and interest Rs. 240 attested by Notary N. S. Velupillai on February 4, 1929. (Principal and interest not to exceed Rs. 1,040)

Fiscal's Office, K. SOMASUNDERAM,
Batticaloa, March 27, 1931. Deputy Fiscal.

North-Western Province.

In the Additional Court of Requests, Kandy.

S. Sadadeen of 126, Colombo street, Kandy. Plaintiff.

No. 9,116.

(1) R. B. Boyagoda of Kurunegala road, Katugas-tota, (2) L. B. Kobbekaduwa of Kobbekaduwa of Murutalawa. Defendants.

NOTICE is hereby given that on Wednesday, May 6, 1931, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 326·25, with interest on Rs. 300 at 9 per cent. per annum from September 16, 1930, till payment in full, and poundage, viz.:—

The land called Bakmigahakotuwepillewa of about 3 pelas paddy sowing extent, situate at Boyagoda in Weuda korale of Weudawili hatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by oya (Dik-oya), on the west by field of Rankiradewaya, on the south by Manelwaturekumbura, and on the north by oya (Dik-oya).

Fiscal's Office, A. BASNAYAKE,
Kurunegala, March 24, 1931. Deputy Fiscal.

In the District Court of Kurunegala.

K. N. K. S. Kannappa Chettiar, K. N. K. S. Annamalai Chettiar by attorney M. V. K. Suppiah Pulle of Kurunegala. Plaintiffs.

No. 12,349.

(1) Tennakoon Mudiyansele, (2) Annadahamy, Gan-Aracheni of Ahigoda, Matara, (2) Tennakoon Banda Amunugama both of Amunugama, (3) Lydia A. Schokman of Kurunegala. Defendants.

NOTICE is hereby given that on Tuesday, May 5, 1931, at the times shown against each land respectively, will be sold by public auction at the premises the following properties mortgaged with the plaintiffs by bond No. 552 dated May 3, 1926, and attested by W. V. Wijeyekoon, Notary Public, and declared specially bound and executable under the decree dated July 5, 1928, entered in the above action and ordered to be sold by the order of court dated February 18, 1929, for the recovery of the sum of Rs. 6,873·19 being the aggregate amount of the principal, with interest thereon at the rate of 9 per cent. per annum from the date of decree till payment in full, and costs and poundage, less Rs. 35 and Rs. 1,543 recovered, viz.:—

1. At 10 a.m.—All those contiguous allotments of land called and known as Hitinagederawatta of about 4 lahas of kurakkan sowing in extent, Dangahamulawatta of 8 lahas of kurakkan sowing, Kandapaulawatta of 7 lahas of kurakkan sowing, and Alutwagawa of 5 lahas of kurakkan sowing, now forming one property called and known as Kandewatta, with the tiled buildings and the plantations thereon, situate at Amunugama in Rekopattu korale of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by Naorwankanda, south by Potuhera village limit and garden of Kiri Menika and others, west by wela, and north by garden of Dingiri Banda and others; containing in extent, according to the figure of survey thereof No. 125 dated May 23, 1924, made by Mr. H. Auwardt, Licensed Surveyor, 39 acres 2 roods and 7 perches. F 268/88.

2. At 11 a.m.—All that land called Pinnakayamullekumbura of 3 amunams paddy sowing in extent, Pahala-kandekumbura and Ihalakandekumbura of 2 amunams of paddy sowing, and Narangahamulawatta of 5 lahas of kurakkan sowing, forming one property, situate at the aforesaid village; and bounded on the east by Elawella, south by field of Kiri Banda and others, west by Gansabhawa road, north by field of Dingiri Banda and others; containing in extent, according to the figure of survey No. 125, 18 acres 1 rood and 36 perches. F 268/88.

3. At 11 a.m.—Pinnakayamullekumbura of 5 lahas of paddy sowing in extent, situate at the aforesaid village; and bounded on the east by limitary ridge of Dingiri Banda's Siyambalagahakumbura, south by limitary ridge of Ausadahamy's field, west by limitary ridge of Punchi Naide's field, and north by wire fence. F 271/66.

4. At 11.30 a.m.—All those two contiguous allotments of land called Ikkawelawatta and field of 7 lahas of kurakkan sowing and 2 amunams of paddy, situate at the aforesaid village; and bounded on the east by garden of Ukkurala and others, west by Pinkumbura, and north by the fence of the garden, Thamby's land; containing in extent, according to the figure of survey No. 98, 12 acres 1 rood and 13 perches. F 268/88.

5. At 11.30 a.m.—All that field called Ikkawelakumbura alias Moopamalagahamulakumbura, containing in extent 1 amunam of paddy sowing and all northern $\frac{1}{2}$ share in extent 1 laha kurakkan sowing out of Ikkawelawatta of 2 lahas of kurakkan sowing, forming one property, situate at the aforesaid village; and bounded on the north by hena belonging to Mudiyanse and others east by Bakmeekumbura belonging to Ukkurala and others, south by the remaining $\frac{1}{2}$ share of the same land, Ikkawelawatta belonging to Ranamalhamy and others, west by field belonging to Mudiyanse and land belonging to Sirimalhami and others. F 268/88.

6. At 11.45 a.m.—All that field called Yakapalakumbura of 3 pelas of paddy sowing extent, situate at the aforesaid village; and bounded on the east by limitary ridge of the field belonging to Ausadahamy, south by the limitary ridge and Elawella and Siyambalagahakumbura belonging to Dingiri Banda, west by wire fence and north by Maguru-oya. F 277/219.

7. At 12 noon.—All that allotment of land called Paranawatta of 7 lahas of kurakkan sowing in extent, situate at Amunugama aforesaid; and bounded on the east by garden of Banda and others, south by garden of Dingiri Banda and others, west by Gansabhawa road, and north by fence of the garden of Dingiri Banda; and containing in extent, according to the survey plan No. 98 dated May 24, 1924, made by the aforesaid surveyor, 3 acres 3 roods and 22 perches. F 268/88.

8. At 1 p.m.—All that land called Weraluwewakumburapillewa, containing in extent 2 seers kurakkan sowing, situate at Potuhera in Udupola Medalassa korale of Dambadeni hatpattu in the aforesaid district; and bounded on the north by the land belonging to Domingo Perera Appuhamy, east by cart road, south by rukattana tree, west by rail road. F 277/218.

9. At 1.30 p.m.—An undivided $\frac{1}{2}$ share of in and all that land called Hitinawatta, containing in extent 3 lahas of kurakkan, situate at Wanduragala in Tiragandahe korale of Weudawili hatpattu in the aforesaid district; and bounded on the north by the Gansabhawa road on the limit of Talagollewatta, east by rock, south by fence of Ran Menika's garden, and west by Colombo road. F 359/58.

10. At 3 p.m.—All those three allotments of lands called Gepallawa high land, Gepallawakumbura, and Oyabodakebella, now forming one land, situate in the village Gepallawa in Rekopattu korale aforesaid; and bounded on the north by the other portion of this land belonging to Jayakodi, east by Maguru-oya and another portion of this land belonging to A. V. Herat and others, south by the road from Negombo to Kurunegala, west by the village boundary and Gansabhawa road; containing in extent 40 acres 3 roods and 24 perches, according to the survey plan No. 74 dated May 12, 1925, made by Mr. H. Auwardt, Surveyor. F 268/89.

Fiscal's Office,
Kurunegala, March 25, 1931.

A. BASNAYAKE,
Deputy Fiscal.

In the District Court of Puttalam.

M. Y. M. Ramanathan Chettiar of Puttalam .. Plaintiff.
No. 4,262. Vs.

M. M. A. Seyado Mohamad of Puttalam .. Defendant.

NOTICE is hereby given that on Saturday, April 25, 1931, at 2.30 P.M., will be sold by public auction the

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

The land called Arachchivillukani, situate at Arachchivillu, Chenaikudirippu Puttalam Gravets, Puttalam District, North-Western Province; in extent 5 acres and 10 perches; and bounded on the north by land shown in T. P. 6,261, east by land of Peeru Mohamad, south by Puttalam-Kurunegala road, and on the north-west by land described in T. P. 87,841 and Crown land.

Amount of writ Rs. 1,497.15, with further interest at 9 per cent. from March 23, 1931, till payment in full, costs, and poundage.

Deputy Fiscal's Office,
Puttalam, March 26, 1931.

K. ALVAPPILAI,
Deputy Fiscal.

In the District Court of Puttalam.

P. R. L. V. Nagappa Chettiar of Puttalam. . . Plaintiff.

No. 4,264. Vs.

M. M. A. Seyado Mohamad of Puttalam. . . Defendant.

NOTICE is hereby given that on Saturday, April 25, 1931, at 2.30 P.M., will be sold by public auction the right, title, and interest of the defendant in the following property, viz. :—

The land called Arachchivillukani, situate at Arachchivillu, Chenaikudirippu Puttalam Gravets, Puttalam District, North-Western Province; in extent 5 acres and 10 perches; and bounded on the north by land shown in T. P. 6,261, east by land of Peeru Mohamad, south by Puttalam-Kurunegala road, and on the north-west by land described in T. P. 87,841 and Crown land.

Amount of writ Rs. 330.16, with further interest at 9 per cent. from March 23, 1931, till payment in full, cost, and poundage.

Deputy Fiscal's Office,
Puttalam, March 26, 1931.

K. ALVAPPILAI,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Beneragamage Thomas Silva, deceased. No. 5,588.

Weeratunga Aratchige Dona Carlina Hamine of Thimbirigasyaya in Colombo. Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 16, 1931, in the presence of Mr. D. H. Jayasingha, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 4, 1931, having been read :—

It is ordered that the petitioner be and she is hereby declared entitled, as mother of the above-named deceased, to have letters of administration to his estate issued to her, unless any person or persons interested shall, on or before April 30, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 16, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Angus Boyd, late of No. 5,607. Chelston Drive, Maitland crescent, Colombo, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March

24, 1931, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner, Mr. Arthur de Haven Boyd of Colombo; and the affidavit of the said petitioner dated March 19, 1931, an affidavit as to the due execution of the will, original will of the above-named deceased, certificate of death and power of attorney in favour of petitioner, having been read: It is ordered that the will of the said deceased dated December 6, 1921, 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 said petitioner is the attorney of the sole executrix named in the said will, and that he is entitled to have letters of administration, with a copy of the said will annexed, issued to him accordingly, unless any person or persons interested shall, on or before April 30, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 24, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of John Southey Bostock, No. 5,608. *30*
late of The Commandants House, Royal Army Medical College, Grosvenor Road, in the City of Westminster, C.B.E., deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 24, 1931, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner, Mr. Norman Sandeman Bostock of Colombo; and the affidavit of the said petitioner dated March 18, 1931, exemplification of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated March 6, 1931, having been read: It is ordered that the will of the said deceased dated October 19, 1909, of which an exemplification of probate has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the sole executrix named in the said will, and that he is entitled to have letters of administration, with a copy of the said will annexed, issued to him accordingly, unless any person or persons interested shall, on or before April 30, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 24, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ranasinghe Mudiansela Lansakara, No. 4,976. *29*
Millaawana, deceased, of Millaawana.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on February 26, 1931:

Gerald Ernest de Alwis, Secretary, District Court, Kandy, the petitioner, appearing in person; and the affidavit of the said Gerald Ernest de Alwis, dated December 10, 1930, having been read:

It is ordered that the petitioner above named, as Secretary of the District Court, be and he is hereby declared entitled to letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents—(1) Passedeniye Hiti Bandaralage Punchi Mahatmaya of Millaawana, (2) Ranasinghe Mudiansela Lansakaragedera Nadisara, (3)

ditto Ratnadasa of Millawana, the 2nd and 3rd respondents by their guardian *ad litem* the 1st respondent—shall, on or before March 16, 1931, show sufficient cause to the satisfaction of this court to the contrary.

February 26, 1931.

Date for showing cause issued to April 23, 1931.

March 16, 1931.

W. E. BARBER,
District Judge.

W. E. BARBER,
District Judge.

In the District Court of Nuwara Eliya.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Amarasinghe Kankanangage Davith No. 237. *31*
Appuhamy of Ketakandura in Oyalata korale of Walapone, deceased.

Ahangama Vithanage Dona Cecilia Goonesekera Hamine of Ketakandura aforesaid.....Petitioner.

And

(1) Amarasinghe Kankanangage Soma Hamine, (2) ditto Helena Hamine, (3) ditto Carline Hamine, (4) ditto Gimara Hamine, (5) Don William Abeygunasekera, all of Ketakandura aforesaid Respondents.

THIS matter coming on for disposal before R. Y. Daniel, Esq., District Judge of Nuwara Eliya, in the presence of Mr. Victor Tambinayagam, Proctor, on the part of the petitioner, Ahangama Vithanage Dona Cecilia Goonesekera Hamine of Ketakandura; and the affidavit of the said petitioner dated June 26, 1930, 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 for the estate of the deceased, issued to her, unless the respondents above named or any other person or persons interested shall, on or before April 20, 1931, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the 5th respondent above named be and is hereby appointed guardian *ad litem* over the 3rd and 4th respondents above named for the purposes of the proceedings, unless the respondents above named or any person or persons interested shall, on or before April 20, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 27, 1931.

R. Y. DANIEL,
District Judge.

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. of Noordeen Levvai Hadjiar Abdul No. 673. *29*
Hameedu Levvai, late of Puludyvayal, deceased.

Muttu Thamby Levvai Noordeen Levvai Hadjiar of Puludyvayal Petitioner.

THIS matter coming on for disposal before Nicholas Wilfred Morgappah, Jr., Esq., Additional District Judge of Puttalam, on February 26, 1931, in the presence of Mr. H. S. Ismail, Proctor, on the part of the petitioner; and the petitioner's petition and affidavit dated February 26, 1931, having been read: It is ordered that the above-named petitioner, Muttu Thamby Levvai Noordeen Levvai Hadjiar, be and he is hereby appointed administrator of the estate of the above-named deceased, Noordeen Levvai Hadjiar Abdul Hameedu Levvai, and that letters of administration be accordingly issued to him, unless any person or persons interested in the matter of this application shall, on or before March 23, 1931, show sufficient cause to the contrary.

March 26, 1931.

N. W. MORGAPPAH, JR.,
Additional District Judge.

Time for showing cause against this *Order Nisi* is extended till April 20, 1931.

March 23, 1931.

R. F. DIAS,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Sellamma, daughter of Karthigesu,
No. 1,487. deceased.

C. V. Tambimuttu of Ganetenna Petitioner.
Vs.

(1) Tambimuttu Kanagasabai of Ganetenna, (2) ditto Suppramaniam ditto, (3) ditto Sithambaranather ditto, (4) ditto Saraswati, all being minors of the ages of 7, 4, 2, years respectively and 10 months by their guardian *ad litem* (5) Arumugam Ramasamy Karthigesu of Ganetenna Respondents.

THIS matter coming on for disposal before A. Ondaatje, Esq., Acting District Judge of Kegalla, on

February 26, 1931, in the presence of Mr. J. H. Fernando, Proctor, on the part of the petitioner; and his affidavit and petition dated February 23 and 26, 1931, respectively, having been read:

It is ordered and declared that the 5th respondent above named be appointed guardian *ad litem* over the 1st, 2nd, 3rd, and 4th minors respondents and that letters of administration of the estate of the above-named deceased be issued to petitioner, unless the respondents or any other person or persons interested in the matter shall, on or before March 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

February 28, 1931. AELIAN ONDAATJE,
Acting District Judge.

The date for showing cause is extended to April 21, 1931.

March 25, 1931. S. S. NAVARATNAM,
District Judge.