



THE
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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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B 1

PASSED ORDINANCES.

J 1558/28

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

No. 10 of 1931.

An Ordinance to define the law relating to Muslim intestate succession, donations and charitable trusts or wakfs.

GRAEME THOMSON.

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 Intestate Succession and Wakfs Ordinance, 1931.

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 donations.

3 For the purposes of avoiding and removing all doubts it is hereby declared that the law applicable to donations not involving *fidei commissa*, usufructs and trusts, and 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 donations not covered by section 3.

4 It is hereby further declared that the principles of law prevailing in the maritime provinces shall apply to all donations, other than those to which the Muslim law is made applicable by section 3.

Repeals.
I. 34.
III. 466.

5 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and so much of Chapter X of the Trusts Ordinance, No. 9 of 1917, as is inconsistent with this Ordinance, are hereby repealed.

CHAPTER II.

MUSLIM CHARITABLE TRUSTS OR WAKFS.

General.

Definitions.

6 In this Chapter, unless the context otherwise requires,—

“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.

7 (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.

8 (1) When any statement has been furnished under section 7, 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.

Further particulars in statement.

(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.

9 Within three months after the thirty-first day of March next following the date on which the statement referred to in section 7 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

Statement of accounts.

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.

10 (1) Every such statement of accounts shall, before being furnished to the court under section 9, 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.

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

11 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 7 and 8 or in respect of the preparation or audit of annual accounts for the purposes of this chapter.

Verification of statements.

12 Every statement of particulars furnished under sections 7 or 8 and every statement of accounts furnished under section 9 shall be written in English and shall be verified on oath or affirmation.

Inspection and taking of copies.

13 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 7 or 8, or any statement of accounts furnished to it under section 9, or any audit report made on an audit under section 10.

Penalty.

14 Every person who, being required or ordered to furnish a statement under section 7, or further particulars or documents under section 8, or a statement of accounts under section 9,—

- (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 10,

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.

Rules.

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

- (a) the additional particulars to be furnished by trustees under section 7 (1) (b) ;
- (b) the manner of publication for the purpose of section 8 (1) of a statement furnished under section 7 ;
- (c) the fees to be charged upon application made to court under section 8 (1) ;
- (d) the form in which the statement of accounts referred to in section 9 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 10, 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 13, 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.

16 (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 :—

Applications by person interested in charitable or religious trusts.

- (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).

Leave to make applications.

17 (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.

(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.

Accounts of trusts.

18 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.

Proceedings under Ordinance no bar to criminal proceedings.

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

Power to refer matter for arbitration or inquiry.

20 In any application made under section 16, 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 16.

21 (1) Any person directed to make inquiries under section 16 (1) (d) and any arbitrator or committee appointed under section 20 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.

22 In settling any scheme for the management of any trust under section 16, 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.

23 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.

24 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.

25 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.

Passed in Council the Fourth day of February, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
 Clerk to the Council.

Assented to by His Excellency the Governor the Seventeenth day of June, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
 Clerk to the Council.

Powers of
 committee,
 arbitrator, &c.

Application of
 religious law.

De facto trusts.

Special powers
 of court.

General powers.

J 782/29

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

No. 11 of 1931.

III. 504

An Ordinance to amend the Public Trustee Ordinance,
No. 1 of 1922.

GRAEME THOMSON.

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 Public Trustee
Amendment Ordinance, 1931, and shall come into operation
on such day as the Governor may by Proclamation in the
Government Gazette appoint.

Amendment of
section 2 of
the principal
Ordinance.

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

- (a) By the substitution of the words “ a copy of the will
annexed ” for the words “ a will annexed ” in the
definition of the expression “ letters of administra-
tion ” contained therein ; and
- (b) By the insertion of the following definition immediately
after the definition of the expression “ prescribed : ”
contained therein :—

“ The expression ‘ assets ’ includes all the property,
movable and immovable, of a deceased person,
which is chargeable with and applicable to,
the payment of his debts and legacies, or
available for distribution among his heirs and
next-of-kin.”.

Amendment of
section 3 of
the principal
Ordinance.

3 Section 3 of the principal Ordinance is hereby amended
by the addition of the words “ of Ceylon, in this Ordinance
and in all other written law referred to as the Public Trustee ”
at the end thereof.

Amendment of
section 6 (1) of
the principal
Ordinance.

4 Section 6 (1) of the principal Ordinance is hereby
amended by the addition of the following paragraphs at the
end thereof :—

- (d) As curator of the estate of a minor.
- (e) As manager of the estate of a lunatic.
- (f) As attorney for persons absent from Ceylon for the
purpose of receiving and paying money.

Amendment of
section 7 of
the principal
Ordinance.

5 Section 7 of the principal Ordinance is hereby amended
as follows :—

- (1) by the substitution of the word “ direction ” for the
word “ discretion ” in sub-section (2) thereof ;
- (2) by the insertion of the following sub-section immediately
after sub-section (1) thereof :—
- “ (2) Any order made by the court under sub-section
(1) shall have the effect of a decree of court.” ;
- (3) by the renumbering of sub-sections (2), (3) and (4)
thereof as sub-sections (3), (4) and (5) respectively.

Amendment of
section 11 of
the principal
Ordinance.

6 Section 11 of the principal Ordinance is hereby amended
by the substitution of the words “ which involves the exercise,
supervision, or control by him as trustee of any religious
observance or ceremony or the decision of any questions as
to the religious merit or character of any individual or
institution ” for the words “ exclusively for religious or
charitable purposes ” in the sixth and seventh lines thereof.

Amendment of
section 14 of
the principal
Ordinance.

7 Section 14 of the principal Ordinance is hereby amended
by the addition of the following sub-sections at the end
thereof :—

- (3) The Public Trustee shall be deemed to be a suitable
person to be appointed manager of the estate of a
lunatic under section 567 of the Civil Procedure
Code, 1889, and a fit person to receive a certificate of
curatorship in respect of the property of a minor
under section 586 of that Code.

No. 2 of 1889,
IV. 455.

- (4) On the appointment of the Public Trustee as manager of the estate of a lunatic, or on the grant to him of a certificate of curatorship in respect of the property of a minor, all property to which such lunatic or minor is entitled shall become vested in the Public Trustee as trustee for such lunatic or minor respectively.

8 The principal Ordinance is hereby amended by the insertion of the following sections immediately after section 15 thereof:—

15A When any money being the proceeds of a sale effected under the authority of section 4 of the Entail and Settlement Ordinance, 1876, is in court, the court may, if it thinks fit, direct that such money shall be transferred to the Public Trustee, to be dealt with according to such directions as it may give from time to time.

15B (1) Whenever a person has been sentenced by any court to a term of imprisonment of not less than three years, such court may, on the application of the person sentenced and with the consent of the Public Trustee and subject to the payment of the prescribed fees, order that the property of such person shall be vested in the Public Trustee for the purpose of its custody and management during the period of the imprisonment.

(2) Upon the making of any such order, the Public Trustee shall be entitled to institute or maintain any suit or proceeding for the recovery of such property, and it shall be the duty of the Public Trustee, and he is hereby authorized to keep and manage such property in such manner as will be for the best interests of such person and his dependants.

9 Section 19 of the principal Ordinance is hereby amended by the insertion of the following sub-section at the end thereof:—

(3) The Public Trustee shall not be required to verify, otherwise than by his signature, any petition presented by him under the provisions of this Ordinance, and, if the facts stated in any such petition are not within the Public Trustee's own personal knowledge, the petition shall be subscribed and verified by any person competent to make the verification.

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

(a) By the substitution of the word "minors" for the word "infants" in the sixth line of sub-section (4) thereof; and

(b) By the deletion of the word "idiot" in the fifth line of sub-section (5) thereof, and of the words "or a person of unsound mind" in the fifth and sixth lines of that sub-section.

11 The principal Ordinance is hereby amended by the insertion of the following section immediately after section 22 thereof:—

22A (1) Nothing in this Ordinance shall be deemed to prevent the transfer by the Public Trustee of any trust property vested in him to—

- (a) the original trustee (if any); or
- (b) any other lawfully appointed trustee; or
- (c) any other person if the court so directs.

(2) Upon such transfer, such property shall vest in such trustee or other person, and shall be held by him upon the same trusts as those upon which it was held prior to such transfer, and the Public Trustee shall be exempt from all liability as trustee of such property except in respect of acts done before such transfer.

Provided that, in the case of any transfer under this section, the Public Trustee shall be entitled to retain out of the property any fees leviable in accordance with the provisions of this Ordinance.

Insertion of new sections 15A and 15B in the principal Ordinance.

Transfer to Public Trustee of proceeds of sales under section 4 of Ordinance No. 11 of 1876, I. 833.

Property of convict may be vested in Public Trustee.

Amendment of section 19 of the principal Ordinance.

Public Trustee exempted from formal affidavits.

Amendment of section 22 of the principal Ordinance.

Insertion of new section 22A in the principal Ordinance.

Transfer of trusts to other trustees or persons by Public Trustee.

Amendment of section 24 of the principal Ordinance.

Administration of estates over Rs. 2,500 by Public Trustee.

12 Section 24 of the principal Ordinance is hereby amended so as to read as follows :—

24 If any person dies leaving within Ceylon assets exceeding the value of two thousand five hundred rupees, and no person to whom a court is entitled to grant probate or letters of administration in respect of his estate applies, within four months of his death, either for probate of his will, or for letters of administration, then the Public Trustee may in the prescribed manner and within a reasonable time after he has had notice of the death of such person, take such proceedings as may be necessary to obtain letters of administration in respect of his estate, and may administer the same.

Provided that it shall be competent for the Public Trustee to take such proceedings before the expiry of the said four months if he is able to satisfy the court that such earlier application is essential for the safety of the estate.

Amendment of section 26 of the principal Ordinance.

13 Section 26 of the principal Ordinance is hereby amended by the insertion of the words "having authority to appoint an administrator of the estate" immediately after the word "court" in the second line thereof.

Amendment of section 27 of the principal Ordinance.

14 Section 27 of the principal Ordinance is hereby amended by the insertion of the words "having authority to appoint an administrator of the estate" immediately after the word "court" in the second line thereof.

Amendment of section 28 of the principal Ordinance.

15 Section 28 of the principal Ordinance is hereby amended by the substitution of the words "required of him" for the words "required by him" where the latter words occur in the fifth and in the fifteenth lines thereof.

Insertion of new sections 32A, 32B, 32C, 32D, and 32E in the principal Ordinance.

16 The principal Ordinance is hereby amended by the insertion of the following sections immediately after section 32 thereof :—

Advertisements, &c., before grant of administration to Public Trustee optional. No. 2 of 1889, IV. 455.

32A Notwithstanding anything in the Civil Procedure Code, 1889, to the contrary, an order for the grant of letters of administration to the Public Trustee may in the first instance be an order absolute provided that the prescribed notice of such order shall be duly given.

Substitution by court of Public Trustee for trustee guilty of misconduct, &c.

32B When it is proved to the satisfaction of the court that any private trustee has been guilty of such misconduct or mismanagement of the trust property as to render his continuance in office undesirable, the court may remove him from office and appoint the Public Trustee or some other fit and competent person in his place.

Provided that the Public Trustee shall not be appointed if it appears to the court that there is some other fit and competent person willing to carry out the terms of the trust who is entitled to be appointed by reason of the terms of a will or other instrument creating a trust.

Deposit of will with Public Trustee.

32C The Public Trustee may accept the custody of the will of any living person, subject to the payment of the prescribed fees.

Investigation by Public Trustee of condition and accounts of trusts, &c.

32D. (1) Any trustee or any beneficiary under any trust may apply to the court that the condition and accounts of such trust be investigated by the Public Trustee or by some other person appointed by him, and the court may, with the consent of the Public Trustee and after notice to such parties as it considers entitled to the same, make order accordingly.

(2) The Public Trustee or the other person making such investigation shall have the powers of an auditor under section 41 and that section shall apply accordingly. On the completion of the investigation, the Public Trustee or the other person shall forward to the applicant and to every trustee (i) a copy of the accounts, (ii) his report thereon, and (iii) a certificate signed by him to the effect either that the accounts exhibit a true view of the state of affairs of the trust and that he has inspected and verified the securities of the trust fund investments or that such accounts are deficient in such respects as he may specify in the certificate.

(3) The expenses of the investigation shall be such as may be agreed upon between the applicant and the Public Trustee, and shall, unless the Public Trustee otherwise directs, be borne by the estate; and, in the event of the Public

Trustee so directing, he may order that such expenses shall be borne by the applicant or by the trustees personally or partly by them and partly by the applicant.

17 Section 33 (1) of the principal Ordinance is hereby amended so as to read as follows :—

Amendment of section 33 of the principal Ordinance.

(1) Whenever it is made to appear to the court that there is reasonable ground to suppose that any person who usually resided within the jurisdiction of such court has died intestate leaving property in Ceylon, the court may order and empower the Public Trustee to collect the estate of such person.

18 Section 34 (2) (i) of the principal Ordinance is hereby amended by the substitution of the word "its" for the word "their" in the third line thereof.

Amendment of section 34 of the principal Ordinance.

Passed in Council the Thirty-first day of March, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

Assented to by His Excellency the Governor the Seventeenth day of June, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

U 314/30

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

No. 12 of 1931.

An Ordinance to amend The Municipal Councils Ordinance, 1910.

No. 6 of 1910,
III. 18.

GRAEME THOMSON.

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 Municipal Councils Amendment Ordinance, 1931.

hort title.

2 Section 121 (2) of the principal Ordinance is amended as follows :—

Amendment of section 121 of the principal Ordinance.

- (a) By the substitution of the words "proportionate remission" for the word "remission" in lines 2 and 3;
- (b) By the substitution of the words "each month of the year of any quarter in which this occurs" for the words "any quarter" in line 4; and
- (c) By the substitution of the words "a month" for the word "quarter" in line 6.

Passed in Council the First day of April, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

Assented to by His Excellency the Governor the Seventeenth day of June, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

U 142/30

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

No. 13 of 1931.

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

III. 292.

GRAEME THOMSON.

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

Short title.

1 This Ordinance may be cited as the Housing and Town Improvement Amendment Ordinance, 1931.

Amendment of section 2 of the principal Ordinance.

2 Section 2 of the principal Ordinance is hereby amended by the insertion of the following definition immediately after the definition of "Police Magistrate" contained therein :—

"Window" includes an opening for ventilation which is so placed as to admit both light and air without obstruction.

Amendment of Schedule to the principal Ordinance.

3 Paragraph (d) of Rule 3 of the Schedule to the principal Ordinance is hereby amended by the repeal of all the words in the first seven lines thereof and the substitution of the following words therefor :—

"It must have, opening either directly or through an open verandah into an external space, either windows, or doors and windows, having an aggregate opening of not less than one-seventh of the superficial floor area of the room :

Provided that where there are both doors and windows the aggregate opening of the windows shall not be less than one-fifteenth of such area."

Passed in Council the First day of April, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

Assented to by His Excellency the Governor the Seventeenth day of June, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

U 157/30

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

No. 14 of 1931.

No. 6 of 1910.
III. 18.

An Ordinance to amend the Municipal Councils Ordinance, 1910.

GRAEME THOMSON.

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 Municipal Councils Second Amendment Ordinance, 1931.

Amendment of section 110 of the principal Ordinance.

2 Section 110 of the principal Ordinance is amended by the addition of the following new sub-section (21) at the end :—

(21) The regulation of the terms and conditions on which the assistance of the fire brigade may be obtained and the charging and recovering of fees for such assistance.

3 The principal Ordinance is amended by the insertion of the following new section 235A between section 235 and section 236 :—

235A (1) The Superintendent or other officer in charge of the fire brigade maintained by any town under the provisions of this Ordinance may, subject to such orders as the Chairman may from time to time issue, take command of the firemen of such brigade and of any other persons who voluntarily place their services at his disposal and by himself or through those so under his command for the purpose of putting an end to a fire—

- (a) remove any persons who interfere by their presence with the operations of the brigade ;
- (b) break into or through or take possession of or pull down any premises doing as little damage as possible ;
- (c) shut off the water from the mains and pipes of any district and utilize the water of any well or tank ; and
- (d) generally do all things and take all measures that appear expedient for the protection of life and property.

(2) Any damage occasioned in the due exercise of the powers under sub-section (1) shall be deemed to be damage by fire within the meaning of any policy of insurance against fire.

Passed in Council the Ninth day of April, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

Assented to by His Excellency the Governor the Seventeenth day of June, One thousand Nine hundred and Thirty-one.

G. N. FARQUHAR,
Clerk to the Council.

Insertion of new section 235A in the principal Ordinance.

Powers and liability when extinguishing a fire.

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 Ratnapura, will be holden at the court-house at Colombo on Friday, July 10, 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,
Ratnapura, June 11, 1931.

C. H. COLLINS,
Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,232. In the matter of the insolvency of 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 July 7, 1931, to approve conditions of sale of insolvent's property.

By order of court, A. E. PERERA,
Colombo, June 16, 1931. for Secretary.

In the District Court of Negombo.

Insolvency In the matter of the insolvency of Mihidukulasuriya Joseph Fernando of Negombo, insolvent.

NOTICE is hereby given that a sitting of this court will be held on June 24, 1931, at 10 A.M. for the continuation of the adjourned certificate meeting in the case.

By order of court, C. EMMANUEL,
Negombo, June 12, 1931. Secretary.

B 3

In the District Court of Negombo.

Insolvency In the matter of the insolvency of L. M. No. 212. Fernando of Kochchikade, Negombo, insolvent.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to June 30, 1931, at 10 A.M.

By order of court, C. EMMANUEL,
Negombo, June 10, 1931. Secretary.

In the District Court of Galle.

No. 627. In the matter of the insolvency of Ahangama Vidanagei Simon Silva of Waturapiyadigama.

NOTICE is hereby given that an examination of the above-named insolvent adjourned at the sitting of this court on August 24, 1931.

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

In the District Court of Galle.

No. 655. In the matter of the insolvency of D. P. Kodituwakku 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 June 30, 1931, for appointment of an assignee.

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

In the District Court of Matara.

Insolvency In the matter of the insolvency of A. M. Case No. 72. Abdul Hameed of Kotuwegoda, Matara.

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 9, 1931, to appoint an assignee and for filing a balance sheet.

By order of court, R. MALALGODA,
June 11, 1931. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

(1) Arthur John Pate, (2) Isabel Charlotte East,
both of Peradeniya road, Kandy. . . . Plaintiffs.

No. 24,940.

Vs.

James Perera Amaratunga Abeyaratna Siriwardena,
also known as Amaratunga Arachchige James
Perera Mohandiram of Kandana. . . . Defendant.

NOTICE is hereby given that on Friday, July 10, 1931, will be sold by public auction at the respective premises the following properties and premises mortgaged with the plaintiffs *inter alia* by bond No. 364 dated July 24, 1926; and attested by P. Cassius Jansz of Colombo, Notary Public, and declared specially bound and executable under the decree dated March 30, 1928, entered in the above action, and ordered to be sold by the order of court dated September 27, 1928, for the recovery of the sum of Rs. 122,867.77, with interest thereon at 9 per cent. per annum from October 12, 1929, till date of payment in full, and costs of suit, less Rs. 2,500, viz. :—

II. At 9 a.m., Market Square.—All those contiguous allotments of land called Parabodakosgahawatta and Kosgahawatta, situated at Kandana in the Ragam pattu of Alutkuru korale in the District of Colombo, Western Province; bounded on the north by the land of Domingo Cooray, on the east by the high road to Negombo, on the south by the land of V. Nicholas Appu, and on the west by the land of M. Pilippu Perera and Gabriel Dias and others; containing in extent 2 acres and 19½ perches, together with the buildings and plantations standing thereon bearing assessment Nos. 352, 353, &c., to No. 373, and registered in the Colombo Land Registry in B 232/190.

III. (a) At 9.30 a.m., Tavern Block and Land adjoining.—All that divided ¼ part of the land called Millagahawatta, situated at Kandana aforesaid, with the buildings and plantations thereon; and bounded on the north by the gardens of Juwanis Cooray Appuhamy, Lewistina Hamy, and Domingo Cooray, on the east by the cinnamon garden of Migel Mendis and Domingo Cooray, on the south by the other half part of this garden of Don Philip Muhandiram, and on the west by the high road to Negombo; containing in extent 2 roods and 17 59/100 perches, and registered in the Colombo Land Registry in B 232/191.

III. (b) At 10 a.m.—All that divided northern half portion of two adjoining allotments of land bordering the road called Millagahawatta, situated at Kandana aforesaid; and bounded on the north by the garden of the late Philip Muhandiram and Hapugoda Kurunduwatta of Domingo Cooray Appuhamy and others, on the east by the boundary limit of the garden of Philip Anstruther, on the south by the same land and the boundary limit of Don Paulu Vel-Vidane, and on the west by the high road from Colombo to Negombo; containing in extent about 3 acres 3 roods and 8 perches, together with the buildings and plantations thereon and registered in the Colombo Land Registry in B 151/274.

V. At 10.30 a.m., Paddy Field.—All that portion of the field called De Wekkensberg, situated at Kandana aforesaid; which said portion is bounded on the north by an ela that separates a portion of this field belonging to Don Carolis Appuhamy, on the east by lands claimed by K. Stephen Perera, T. Savariel Appu, and K. Joachim Perera, on the south by the field belonging to S. Don Juan Appu and by lands belonging to M. Valenti Appu and others, and on the west by ela that separates field (lot No. 4) belonging to Stephen Jeramias Edirisinghe and by field (lot No. 14) belonging to Don Carolis Appuhamy; containing in extent 25 acres according to plan dated November 16, 1905, by D. M. Wijeratne, Licensed Surveyor, and registered in B 150/264.

VI. At 11 a.m., Mill Block.—All that land with the mill standing thereon and other fixtures comprised of the contiguous allotments of land called Digaparagaha alias Dawatagahakumbura, Veralugahawatta, Veralugahawatta, Dawatagahawatta, Dawatagahakumbura, Dawatagahakumbura, Dawatagahakumbura, Kahatagahawatta, Kahatagahawatta and its adjoining Delgahawatta, Dawatagahakumbura and Delgahawatta, situated at Kalaeliya, Weligampitiya, Rilaula, and Kandana aforesaid, and depicted as such in plan No. 1,857 dated July 29, 1918, made by H. E. Perera, Licensed Surveyor; bounded on the north by the land and field of K. Jokin Perera, on the north-east by the field and owita of Jayasuriya Aratchige Don Carolis Peace Officer and others and land belonging to the estate of the late Gabriel Dabrera, east by lands of A. Joronis Perera and Amaratunga Aratchige Marthinu Perera, south by the land of I. Samaranyaka

Vel-Vidane and by field of J. D. Hendrick Appuhamy and V. Lewis, and west by lands of N. L. Perera and N. John Perera Jayasinghe, wailla and field of O. Elaris Perera and others; and containing in extent 16 acres and 38 perches, and registered in B 232/193, and which said land according to a recent plan No. 81/1926 dated February 12 to 15, 1926, made by C. H. Frida, Licensed Surveyor, contains in extent 18 acres and 30 perches.

VII. At 12.15 p.m., Kongahawatta and other Lands (lot B).—(a) All those allotments of land called Kongahawatta, Dawatagahawatta, Delgahawatta, and Dawatagahawatta, adjoining each other and forming one property, situated at Kandana aforesaid; and bounded on the north by lands of Simon Dabrera, Gabriel Dabrera, Hendrick Dabrera, and Kuruppu Aratchige Simon Rodrigo, on the north-east by lands of Migel Perera and others and Edward Perera Amaratunga, on the south-east by the lands of J. Don Carolis, Peace Officer, and Millawatantrige Francis Perera, on the south by property of James Perera Siriwardanamuhandiram, and on the west by lands of Kangalawatta Victoria Hamy and Amaratunga Aratchige Marthinu Perera; containing in extent 9 acres and 20 perches, and registered in B 184/230.

(b) All that divided ¼ part of the land called Kahatagahawatta, situated at Kandana aforesaid; and bounded on the north by dewata road, on the east by lands of James Perera Appuhamy, south by land of James Perera Appuhamy, and on the west by boundary of the other ¼ part of this land belonging to Paranagamagawage Don Jusey Appu and land of Selohamy and others; containing in extent 3 acres more or less, and registered in B 119/358.

(c) All that part of a garden called Dawatagahawatta, situated in the village Kandana aforesaid; bounded on the north by garden of Senadirage Alias Jayasuriya Achige Don Istaren Samaranyaka, on the east and south by garden of A. A. Issaac Perera Appuhamy, and on the west by garden of Amaratunga Aratchige Lorensu Perera and others; containing in extent 1 acre 2 roods and 25½ perches, and registered in B 160/139.

(d) A defined portion of land called Kongahawatta, situated at Kandana aforesaid; bounded on the north by a portion of this land marked lot "A" now of James Perera Muhandiram, on the east by property of D. Carolis Jayasuriya, on the south by properties of James Perera Muhandiram and Jayasuriya Aratchige Abilis Appuhamy, and on the west by the trench on the property of James Perera Muhandiram; containing in extent 1 acre and 20 perches, and registered in B 180/48. All of which said 4 lands adjoin each other and now form one property called and marked as lot "B"; and bounded on the north by the garden of Hendrick Dabrera and others, on the south by the road leading to the mills and the land of Kuran Appu and others, on the east by the land of Abraham Appuhamy and others, and on the west by land of A. Martinu Perera; containing in extent 15 acres and 2 roods according to the figure of survey No. 81, made by C. H. Frida, Licensed Surveyor, dated February 12 to 15, 1926.

IX. At 12.45 p.m., Station Road Block.—All that land called and known as Millagahakurunduwatta, situated at Hapugoda in the Ragam pattu of Alutkuru korale in the District of Colombo, Western Province; bounded on the north by the land of Helambe Aratchige Davith Jayawardena, on the south by the road to the station, on the east by the land of D. C. Karunatileke, and on the west by the land of Attidiyage Migel Appu; and containing in extent 1 acre more or less, and registered in B 221/42 in the Colombo Land Registry.

Fiscal's Office,
Colombo, June 17, 1931.

R. B. RATNAIKE,
Deputy Fiscal.

In the District Court of Colombo.

The Hon.-Mr. Stanley Obeyesekere, K.C., His Majesty's
Attorney-General in the Island of Ceylon Plaintiff.

No. 42,016.

Vs.

Kankanige Elizabeth Emeline Abeyaratne of "Evelyn
Cottage," Mawittara, Kesbewa, widow Defendant.

NOTICE is hereby given that on Saturday, July 18, 1931, at 2 P.M. will be sold by public auction at the premises the following property mortgaged by bond No. 563 dated November 30, 1927, and attested by David Ernest Martensz 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 May 20, 1931, for the recovery of the sum of Rs. 13,155.51, together with interest at 7 per cent. per annum on Rs. 12,427.09 from December 1, 1930, and on

Rs. 15.63 from December 5, 1930, till date of decree (February 16, 1931), and thereafter on the aggregate amount of the said decree at 9 per cent. per annum till date of payment in full, and costs of suit, viz. :—

(a) All that allotment of land being a portion of the premises bearing assessment No. 18, Kotte road, situated at Welikada within the Municipality and District of Colombo, Western Province; bounded on the north-east by the Kelani Valley Railway, on the south-east by the property of Mr. K. Charles Leopold Perera, on the south-west by the Kotte road, and on the north-west by the property of Misses K. Maude Perera and K. Jane Perera; containing in extent 1 rood and 33 68/100 perches according to the figure of survey thereof dated October 24, 1900, made by David Devapuraratne, Licensed Registered Surveyor. Registered in folio A 143/72 at the Colombo District Land Registry; and

(b) All that allotment of land being the portion marked lot "B" in plan No. 1294 dated February 10, 1923, made by A. R. Savundranayagam, Special Licensed Surveyor and Leveller; bounded on the north by lot "A" in the said plan, on the east by premises bearing assessment No. 3024/18 belonging to A. H. Hasheem, on the south by lot "C" in the said plan, and on the west by premises bearing assessment No. 18 belonging to Mrs. E. E. Abayaratne; containing in extent 2 perches (which allotment of land being the portion marked lot "B" in the said plan No. 1294 is a divided and specific portion of the allotment of land registered in folio A 151/98 at the Colombo District Land Registry), and which said allotments of land adjoin each other and form one property and according to plan No. 2053 dated October 18, 1927, made by the said A. R. Savundranayagam, are together described as follows :—

All that allotment of land with the buildings thereon bearing assessment No. 61, situated at Cotta road in Welikada, within the Municipality and District of Colombo, Western Province; bounded on the north-east by Crown land being the Kelani Valley Railway line, on the south-east by premises bearing assessment No. 63 (former No. 3024/18) belonging to Mr. A. K. Hasheem, on the south-west by Cotta road, on the north-west by premises bearing assessment No. 59 (Cotta road), and assessment Nos. 6, 4, and 2 (Blake road), belonging to Mr. Owen Ohimus; containing in extent 1 rood and 34 62/100 perches according to the said plan together with the buildings now standing thereon and hereafter to be erected on the said premises, and together with all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever to the said premises respectively belonging and all the estate, right, title, interest, claim, and demand whatsoever of the defendant in, to, upon or out of the same. Prior Registration Colombo A 176/34.

Fiscal's Office,
Colombo, June 18, 1931.

R. B. RATNAIKE,
Deputy Fiscal.

In the District Court of Colombo.

N. M. A. R. Nalla Caruppen Chettiar of Sea street,
Colombo Plaintiff.

No. 42,455. Vs.

(1) S. L. A. Caffoor, (2) Saifana Umma, both of
Prakrama road in Colombo and another Defendants.

NOTICE is hereby given that on Monday, July 27, 1931, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said 1st and 2nd defendants in the following property for the recovery of the sum of Rs. 318, with interest thereon at 9 per cent. per annum from January 23, 1931, till payment in full, and costs, viz. :—

Four contiguous allotments of land bearing assessment Nos. 83, 83B, 84, and the divided western portion marked A of all that land formerly bearing assessment Nos. 93 and 94, now bearing assessment No. 95 and presently bearing assessment No. 108 forming one property known as Sesmoondale, facing Prakrama road, formerly Layard's roadway in Grandpass, within the Municipality and District of Colombo, Western Province, bounded on the north by Prakrama road, east by the part of the same land presently bearing assessment No. 95 and Ward No. 408, south by premises bearing assessment Nos. 88 and 89, and west by lane; containing in extent 9 90/100 perches, and registered in Colombo District Land Registry Office in Volume A 194/297.

Fiscal's Office,
Colombo, June 17, 1931.

R. B. RATNAIKE,
Deputy Fiscal.

In the Court of Requests of Negombo.

Kana Nana Kana Sona Sundararasan Chettiar by his
attorney Awanna Rana Murugaiya Palle of
Negombo Plaintiff.

No. 37,031. Vs.

(1) Mallawa Aratchige Sepona Perera Hamine, (2)
ditto Simon Perera both of Katuwellegama Defendants.

NOTICE is hereby given that on Wednesday, July 15, 1931, commencing at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property, subject to the mortgage bond No. 1,473 dated February 6, 1929, and attested by H. P. Silva, Notary Public, for Rs. 5,500, and interest thereon, viz. :—

All that portion depicted as lots D and G in plan No. 804 dated August 1, 1922, made by W. R. S. Fernando, Licensed Surveyor, of the land comprised of the several allotments called Delgahawatta, Kurunduwatta, Bulugahawatta, Kosgahawatta, Bulugahawatta, Delgahawatta *alias* Bulugahawatta, Meelagahawatta *alias* Bulugahawatta, Bulugahawatta, Horagahawatta, Delgahawatta, Kosgahawatta, Meegahalanda, Nugagahalanda, Nugagahalanda, Bulugahawatta, Horagahawatta, Bulugahawatta, Delgahawatta, Delgahamulawatta, and Meelagahawatta, situated at Katuwellegama in Dunagaha pattu of Alutkuru korale, in the District of Negombo, Western Province; the said lots D and G is bounded on the north by the portion of this land depicted as lots A and B in the said plan No. 804 allotted to Sepona Perera and Juliyanchi Perera, east by the portion of this land depicted as lots C and H in the said plan allotted to Pabilis Perera, south by the high road, and on the west by the portion of this land depicted as lots E and F in the said plan No. 804 allotted to William Perera; containing in extent 8 acres 2 roods and 22 perches, together with the tiled house and other buildings and plantations standing thereon, and registered under E 217/75.

Amount to be levied Rs. 304.75, with interest on Rs. 250, at 24 per cent. per annum from May 9, 1930, till June 25, 1930, and thereafter at 9 per cent. per annum till payment.

Deputy Fiscal's Office,
Negombo, June 16, 1931.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.

A. R. A. Suppiah Pillai of Sea street, Colombo Plaintiff.

No. 37,995. Vs.

Ana Layna Uduma Lebbe of Panadure Defendant.

NOTICE is hereby given that on Tuesday, July 14, 1931, at 4 o'clock in the afternoon, will be sold by public auction at the premises, the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 965.99 with interest thereon at 9 per cent. per annum from May 14, 1930, till payment in full and costs, viz. :—

Undivided $\frac{1}{2}$ share of the soil and soil share of the old and new plantations and the planter's $\frac{1}{2}$ share of the new plantation, and the entirety of the tiled house thereon of the land called Neina Wasaltottam at Kadiyawatta in Aluthgam badde, Kalutara District; and bounded on the north by Kandutottam *alias* Kaladitottam and Neimawasaltottam, east by Arumansaltottam, south by Sinnawatta or Orkandewatta and west by Nanchalitottam or Pokune-ela totupala; containing in extent $\frac{1}{2}$ acre.

Deputy Fiscal's Office,
Kalutara, June 16, 1931.

D. J. JAYASUNDERA,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

P. R. A. R. M. Ramasamy Chettiar of Galle, by
his attorney Nawanna Shoranam Pillai of Galle Plaintiff.

No. 28,910. Vs.

(1) A. M. Packeer Mohamed of Galle and 3
others Defendants.

NOTICE is hereby given that on Monday, July 13, 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, viz. :—

All that $\frac{1}{2}$ part belonging to the 1st defendant and $\frac{1}{2}$ part belonging to the 3rd defendant of all the soil and trees and of the buildings marked 49, 50, 50A, and 51 standing on the land called Pettigala-ela-adderawatta

Northern Province.

In the District Court of Jaffna.

Gnanatheepam, wife of Vallipuram Subramaniam of Sandilippay Plaintiff.

No. 25,186.

Vs.

(1) Murugesu Vallipuram, (2) Vallipuram Subramaniam, both of Kaddudai, Sandilippay Defendants.

NOTICE is hereby given that on Saturday, July 18, 1931, at 10 o'clock in the forenoon, will be sold by public auction at respective spots, the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 1,052, costs reserved, poundage and charges, viz. :—

1. An undivided $\frac{1}{2}$ share of a piece of land, situated at Sandilippay in Manipay parish, Valigamam West division of the Jaffna District, Northern Province, called Kaddudai-valavu, containing in extent $7\frac{1}{2}$ lachams varagu culture, with cultivated and spontaneous plantations, house and well; and bounded on the east by Kathiripillai Kanthar and Ramanather Velauther, north by Veerakathiar Ramanather, west by Veerakathiar Ramanather, Murugesar Vallipuram and lane, and south by Murugesar Vallipuram and Sithampari Kanther.

2. An undivided $\frac{1}{2}$ share of a piece of land situated at ditto called Veeravamullan, containing in extent 11 lachams varagu culture, with cultivated and spontaneous plantations and bounded on the east by Nannithamby Chellappah, north by the 1st land above-mentioned, west by the property belonging to the heirs of Subramaniam Kirushinar, and south by by-lane.

3. An undivided $\frac{1}{2}$ share of a piece of land situated at ditto called Keelivalavu, containing in extent 18 lachams varagu culture, with cultivated and spontaneous plantations; and bounded on the east by Nagar Sinniah, north by Sabapathy Kanapathipillai, west by Nagar Sathasivam and South by Nagar Chinniah and shareholders.

Fiscal's Office,
Jaffna, June 15, 1931.

S. TURAIAPPAH,
Deputy Fiscal.

In the District Court of Colombo.

Walker Sons and Company, Limited of Colombo. Plaintiff.
No. 30,980.

(1) A. Sanmuganathan, the Manager, Ledchumi Oil and Rice Mills, Yathiry, Point Pedro, and (2) the Hon. Mr. T. M. Sabaratnam, Point Pedro .. Defendant.

NOTICE is hereby given that on Saturday, July 11, 1931, commencing at 9 o'clock in the forenoon, will be sold by public auction at the spots the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 1,096 together with interest at 9 per cent. per annum from December 8, 1928, and a further sum of Rs. 28,150 per month from the date of termination of agreement until the return of the lorry but not exceeding Rs. 3,348 in all and interest on all sums awarded at the said rate from the date of judgment until payment in full and costs of suit if possession of the said lorry cannot be had them the sum of Rs. 2,000 being its value, poundage, and charges, less a sum of Rs. 1,230, viz. :—

1. An undivided half share of a piece of land situated at Karaveddy Vathirikkurichy in Kaddaiveli parish, Vadamardchy division of the Jaffna District, Northern Province, called "Nunkiyavaravai," containing in extent 36 lachams p. c. with well; bounded on the east by the property of Vairavippillai Kathirippillai and others, on the north by the property of Arumugam Ramanathan and others, on the west by the property of Veluppillai Kandiah and others, and on the south by the property of Ramalin-gam Vallipuram and others.

2. A divided 26 lachams p. c. on the south of a piece of land, situated at Alvai Malavarayakurichy as aforesaid called "Onthiray Vannankulam"; containing in extent $36\frac{1}{2}$ lachams p. c. according to possession in extent 46 lachams p. c., the said 26 lachams p. c. is bounded on east by the property of the heirs of Arumugam Velupillai and others, on the north by the property of Arumugam Sanmuganathan, and on the west and south by the property of Arumugam Ramanathan and others.

3. Out of the contiguous allotments of land called Puthiyaseema in extent $3\frac{1}{2}$ lachams varagu culture, Neeliyaseema in extent 1 lachams varagu culture, Neeliyaseema house, $\frac{2}{3}$ lachams varagu culture in extent, Neeliyathoddam in extent, $\frac{1}{4}$ lachams varagu culture Moonthanthoddam in extent $9\frac{7}{8}$ lachams varagu culture, Moonthan house $\frac{1}{2}$ lachams varagu culture in extent and Neeliyaseema in extent $3\frac{1}{2}$ lachams varagu culture, situated at Maniveer

Vaguthevankurichy as aforesaid, and two allotments of land called Mannangothai in extent 6 lachams varagu culture, and $1\frac{1}{2}$ lachams varagu culture and situated at Perumiyarkurichy in Alvay aforesaid thus out of this aggregate extent of 27 lachams varagu culture, $13\frac{1}{2}$ lachams varagu culture on the north and Neeliyaseema, situated at Perumiyarkurichy in Alvay aforesaid, and containing in extent $6\frac{1}{2}$ lachams varagu culture, thus a contiguous allotment of land containing in extent 20 lachams varagu culture, but at present containing in extent according to possession 30 lachams varagu culture; and bounded on the east by road and lane, on the north by lane and by the property of the 1st defendant and others, on the west by lane, and on the south by the property belonging to the heirs of the late Thangamma, wife of Thiyyagarajah. An undivided two thirds of all the land included within these boundaries and of all the stone built and clay built houses and of the coconut and palmyrah plantations thereon and all the jack, mango, and margosa trees thereon and also two-thirds of one-half of the well lying therein.

4. An undivided $1/12$ share of the ground and the well of a piece of land, situated at Perumiyarkurichy in Alvay as aforesaid called Thanakaddy; containing in extent $20\frac{3}{4}$ lachams varagu culture; and bounded on the east by property belonging to Karthigesu Varithamby and others on the north by property belonging to the 1st defendant and others, on west by property belonging to Sittampalam's wife Sivaganam and others, and on the south by road.

5. A piece of land situated at Malavarayakurichy in Alvay as aforesaid called Outhirayavannankulam"; containing in extent $36\frac{1}{2}$ lachams p. c. but 46 lachams p. c. in extent at present according to possession 26 lachams p. c., on the southern side is bounded on the east by the property belonging to the heirs of Arumugam Velupillai, on the north by property belonging to the 1st defendant and others, and on the west and south by property belonging to 1st defendant (presently of the heir of Chellam, widow of Arumugam).

6. An undivided $\frac{1}{2}$ share of the plantations and well of a piece of land, situated at Vathirikurichy as aforesaid called "Nungiyavaravai"; containing in extent 31 lachams p. c. and $7\frac{1}{2}$ kulis but according to possession 40 lachams p. c. with well; and bounded on the east by the property of Vairavippillai Kathirippillai and others, on the north by the 3rd land herein before described belonging to the 1st defendant, on the west by the property of Velar Karthy and others, and on the south by ridge used as path.

7. A piece of land situated at Vathirikurichy as aforesaid called "Pantryveddipathy"; containing in extent $19\frac{1}{2}$ lachams varagu culture, 16 lachams, and $7\frac{1}{2}$ kulis, on the eastern side and out of this 16 lachams and $7\frac{1}{2}$ kulis varagu culture, 10 lachams, and $1\frac{1}{2}$ kulis varagu culture, on the eastern side $1/16$ and bounded on the east by the property of Rasy, widow of Alvan and others, on the north by property belonging to the 1st defendant, and on the west and south by the property belonging to the heirs of the late Thangamma, wife of Thiyyagarajah.

Fiscal's Office,
Jaffna, June 13, 1931.

S. THURAIAPPAH,
Deputy Fiscal.

Eastern Province.

In the District Court of Colombo.

Valli Mohamed Abdulrahiman carrying on business at 36, Keyzer street in Colombo, under the name, style, and firm of Valli Mohamed Abdul Rahiman & Co. Plaintiff.

No. 41,424.

Vs.

Suleman Adam of 35, Sinnakadai in Trincomalee Defendant.

NOTICE is hereby given that on Saturday, July 11, 1931, commencing at 10 o'clock in the forenoon, will be sold by public auction near Kalikovil at Division No. 5, Trincomalee, the following movable properties mortgaged with the plaintiff by bond No. 1,723 and attested by Mr. C. Sevakasam, Notary Public, and declared specially bound and executable under the decree entered in the above case and ordered to be sold by the order of court dated November 12, 1930, for the recovery of the sum of Rs. 1,074.27, with interest thereon at 9 per cent. per annum from November 12, 1930, till payment in full, and costs of suit, Fiscal's fees, and charges and poundage, viz. :—

1 watch chain, 6 trunks, 81 shirts, 10 leather belts, 66 marino belts, 18 big belts, 32 socks, 15 washing belts, 861 yards of chintz and Japan pottas in 145 pieces, 73 yards Bombay cloths in 16 pieces, 11 Mohamed caps, 1 piece and $16\frac{1}{2}$ yards mull 1703, 4 pieces and $16\frac{1}{2}$ yards mull 4273, $16\frac{1}{2}$ yards mull 0703, 15 yards Cambric cloth, 78 chelais, 15 Dhoria chelais, 17 chelais with silk border, 9 coarse water chelais, 15 Pattavi chelai, 41 mindu, 15 Gandhi verties, 13

property for the recovery of the sum of Rs. 2,500, with legal interest thereon from December 6, 1929, till payment in full, viz. :—

1. All that land called Henagederawatta *alias* Heengederawatta of 14 acres 3 roods and 27 perches in extent, situated at Udukumbalwela in Kumbalwela korale, Yatikinda division; and bounded on the north by ela and weilla, east by a footpath, south by Hanawetiya, west by Kovilakandura, which said land is marked lot 18 in B.S. P.P. 27; and is bounded on the north by T.P. 79,020, east by lots 13G, 13J, 13E, and 13N and 13, south by lots 13 and 24A, west by lot 6A in the said plan.

2. The field called Gannilekumbura of 3 amunams of paddy sowing in extent, situated at Udukumbalwela aforesaid; and bounded on the north by Imaniyara of Appuhamy's field, east by Imaniyara and a footpath, south by Henagederawatteweilla, west by Kovilakandura.

Fiscal's Office,
Badulla, June 10, 1931.

H. C. WIJESINHA,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

James Van Denberg, Proctor, Ratnapura. Plaintiff.

No. 5,041. Vs.

(1) Edward Seneviratna Dassanaike of Ratnapura, (2) M. Mahamood Marikar Hadjir of Main street, Ratnapura. Defendants.

NOTICE is hereby given that on Wednesday, July 15, 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 1st defendant in the following property for the recovery of Rs. 3,330, together with costs of execution if any, and costs of suit, Rs. 31.82, viz. :—

The share that will be allotted to the 1st defendant mortgagor in the final partition decree in case No. 3,566 of the District Court of Ratnapura, from and out of the lands called and known as Walawwewatta and adjoining lands, situated at Ratnapura in the Uda pattu of Kuruwiti korale in the District of Ratnapura, Province of Sabaragamuwa; bounded on the north by Hellings road and Storuwewatta, east by land of Marikar, Main street, and Crown land, south by Hospital road, and on the west by land of Sultan Marikar; and containing in extent about 3 acres, and registered at the Ratnapura Land Registry Office under registered mark A 144/41, and the share that was allotted to the 1st defendant mortgagor under the final decree in D. C., Ratnapura, case No. 3,566 is now depicted as lot No. 2 in plan No. 166 dated June 12, 1924, made by J. S. Thambiyah, Licensed Surveyor, and filed of record in the said case No. 3,566; and is now bounded on the north-west by Marikar's old coach office garden, north-east by Main road and drain, south-east by road shown as lot No. 1 in the said plan of partition and south-west by lot No. 3 in the said plan of partition; and containing in extent 2 roods and 8½ perches, and forms part of the said land called Walawwewatta (subject to the lease in favour of Dolmege Forsyth & Co. for an extent of 21 perches), and all the right, title, interest, and claim whatsoever of the said 1st defendant into, upon, or out of the premises mortgaged by the said 1st defendant, were by the said decree declared bound and executable for the recovery of the said amount and costs.

Fiscal's Office,
Ratnapura, June 15, 1931.

R. E. DE ABEYRATNE,
Additional Deputy Fiscal.

In the District Court of Kegalla.

K. H. F. Fernando of Dagedera in Galle and another. Plaintiffs.

No. 9,332. Vs.

Jalage Unga of Siyambalangomuwa. Defendant.

NOTICE is hereby given that on July 13, 14, and 15, 1931, commencing first two days at 1 P.M. and on July 15, 1931, commencing at 3 P.M. and at 5 P.M., will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, viz. :—

Sale on July 13, 1931, commencing at 1 P.M.

1. An undivided 2/9 shares of the land called Dagonawehena, now garden of about 15 lahas of paddy sowing in extent, situated at Siyambalangomuwa in Walgam pattu of Kinigoda korale, in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north by the liminary stones on the land called Dagonawehena belonging to Horatala, east by the stone fence on the field, south by the limit of Dagonawehena belonging to Ukku, and on the west by Galenda.

2. One third share of the land called Dagonawehena of about 7 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the north by the liminary stones on the land called Dagonawehena belonging to Horatala, east by the stone fence, south by the Anthill and Etaheraliyagaha, and on the west by Galenda.

3. An undivided ½ share of the land called Hitinagederawatta of about 1 pela of paddy sowing in extent, situated at the village as aforesaid; and bounded on the east and north by the field, south by Thappabemma and Agalewarakakosgaha, west by the ditch.

4. All those two contiguous lands called Dagonawehena and Dagonawewatta of 1 rood and 7 perches in extent, situated at the village aforesaid; and bounded on the north by lots 247 and 248 in P. P. 128, east by lot 256 on P. P. 128, south by lots 262 and 263 in P. P. 128, and on the west by lot 203 in P. P. 128.

5. The land called Dagonawewatta of about 1 nellie of kurakkan sowing in extent, situated at the village aforesaid; and bounded on the north by boundary path and the endaru fence, east by the field, south by the ditch, and on the west by the boundary path.

6. The land called Dangollekumbura of about 6 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by ela, south by the imaniyara of this field, west by ela and Dangollekumbureimaniyara belonging to Hapuwa, and on the north by Dangollekumbureimaniyara belonging to Wattuwa and Pinkumbureimaniyara.

7. All those two contiguous fields called Medamuttetuwekumbura of about 15 lahas of paddy sowing in extent and Palkadamuttetuwekumbura of about 15 lahas of paddy sowing in extent, situated in the village aforesaid; and bounded on the east by the threshing floor and the water-course, south by the field belonging to Kiri Banda, Korala, west by the field belonging to Samara and others, and on the north by the field belonging to Kapuruhamy.

8. The lower undivided ¼ share of the field called Hapudandawa of about 1 amunam of paddy sowing in extent, situated in the village aforesaid; and bounded on the east by ela, south by the field belonging to Ukku Natchire, west by the bank, and north by the field belonging to Gabbala Sumana Unnanse.

9. The land called Galgodekopiawatta *alias* Vedagehewewatta of about 1 amunam of paddy sowing in extent, excluding therefrom a portion of about 1 pela towards south, situated at the village aforesaid; and bounded on the east by the old ditch on Walawwewatta and Welaiura, south by the village limit and the ditch, west by Mala-ela; and north by the ditch.

10. An undivided ½ share towards the south of Arabbadakumbura of about 1 pela of paddy sowing extent, and situated at the village aforesaid; and bounded on the east by Kulikumbura, south by Pahala-arabbadakumbura belonging to Naraulenaide west by the bank, and north by the remaining portion of this field.

The said field falls within the lands called Arabbadakumbura of 15 lahas of paddy sowing in extent, and ditto pillewa of 2 pelas of paddy sowing in extent, situated at the village aforesaid; bounded on the east by Pinkumbureimaniyara and Elawella, south by Pahala-arabbeddekumbura belonging to Naraulle Naide, west by Dagonawehenegalwetiya above pillewa, and north by Alagekumbureimaniyara belonging to Naraulle Naide.

11. An undivided ¼ share of the field called Arabbeddekumbura of about 15 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by the liminary ridge of this field, south by the bank, west by Inkanuwetiya, and north by elawella.

12. The field called Dangollekumbura of about 12 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by Batannaidegekumbura and Walawwekumbura, south by Arumagekumbura, west by ela, and north by ela.

Sale on July 14, 1931, commencing at 1 P.M.

13. The field called Pelankumbura of about 15 lahas of paddy sowing in extent, situated at Siyambalangomuwa aforesaid; and bounded on the east by Bindigekumbureimaniyara, south by the imaniyara of the field belonging to Horatala and others, west by ela, and on the north by imaniyara of the field belonging to Horatala.

14. The field called Arambekumbura of about 5 lahas of paddy sowing in extent, situated at Siyambalangomuwa aforesaid; and bounded on the east by the bank, south by the imaniyara of the field belonging to Menika Duraya, west and north by the imaniyara of the field belonging to Menika Duraya and others.

15. The field called Arambekumbura of about 1 amunam and 5 lahas of paddy sowing in extent, excluding therefrom the divided portion called Pahalamulwakkada of 5 lahas of paddy sowing, situated at the village aforesaid; and bounded on the east by the fence of the land belonging to Mutuwa (now belonging to Nandi, Samadara, and Menika Duraya), west by Pahalagederawatteiura and ela, north by Inkanu of Puwakgahawelakumbura belonging to Mohota (now belonging to Tenna and Kalu Duraya), and south by Arambekumbureinkanuwetiya belonging to Menika Duraya.

16. An undivided $\frac{1}{2}$ share of Deniyerukgahakotuwa of about 2 pelas and 5 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by Anteruppekumbura belonging to Tikiri Appu, south by the stone fence on Puchinaidegewatta, west and north by the bank of Siyambalangomuwwelawwewatta.

17. The land called Galgodewatta of about 1 amunam of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by the bank, south by the ditch, west by Galenda and Galwetiya, and north by Mala-ela.

18. The field called Deniyekumbura of about 5 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded east and west by the bank, south by Inkanu and north by the live fence.

19. Half share of the field called Arambekumbura of about 5 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by the bank, south by the imaniyara of the field belonging to Menika Duraya, west and north by the imaniyara of the field belonging to Menika Duraya and others.

20. The land called Galgodehena of 1 acre and 7 perches in extent, situated at Siyambalangomuwa aforesaid; and bounded on the east by lots 297 and 199 in P. P. 128, south by lots 13, 13 $\frac{1}{2}$, and 11 in P. P. 133, north by lot 289 in P. P. 128, and west by lot 11 in P. P. 133.

21. All those lands called Dagonnawehena and Dagonnawewatta of 1 rood and 7 perches in extent, situated at Siyambalangomuwa aforesaid; and bounded on the north by lots 247 and 248 in P. P. 128, east by lot 256 in P. P. 128, south by lots 262 and 263 in the said plan, and west by lot 203 in P. P. 128.

22. The land called Dagonnawewatta of about 1 nellie of kurakkan sowing in extent, situated at the village aforesaid; and bounded on the north by the boundary path and the endaru fence, east by wela, south by the ditch, and west by the boundary path.

23. The land called Hitinagederawatta of 2 pelas and 5 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east and south by the field, west by the drain passing through this land and Galgodekopiwatta, and north by Thappabemma of this land and field and Waraka-kosgaha on the ditch, together with the tiled house standing thereon.

24. Half share of the land called Hitinagederawatta of 1 pela paddy sowing in extent, situated at the village aforesaid; and bounded on the north and east by the field, south by Thappabemma and the Warakakosgaha on the ditch, and west by the ditch.

25. An undivided $\frac{1}{2}$ share of Dangollakumbura of about 13 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by Inkanuimaniyara on Wegollekumbura, south by the imaniyara of this field, west by ela, and north by the imaniyara of Dangollekumbura belonging to Ranhamy and Ukku.

26. One-sixth share of the land called Kebala-ankurewatta of about 3 seers of kurakkan sowing in extent, situated at the village aforesaid; and bounded on the east by Wattuwagewatta, south by the fence of Happegewatta, west by Hapuwagewatta, and on the north by Korale-mahatmeyagewatta.

27. One-sixth share of the field called Uda-asseddumakumbura of 5 lahas of paddy sowing in extent, situated at the village aforesaid; and bounded on the east by the field belonging to Sinhalepedige Kiri Duraya, south by Ukkugekumbura, west by Menikadurayagekumbura, and north by Dingirinaidegekumbura.

Sale on July 15, 1931, commencing at 3 P.M.

28. An undivided $\frac{1}{2}$ share of the field called Galagawakumbura of about 2 pelas of paddy sowing in extent, situated at Kudagama in Walgam pattu as aforesaid; and bounded on the east and south by ela, west by imaniyara of Sittiyagekumbura, north by galbemma.

29. Half share of the field called Udagankelekumbura of about 5 lahas of paddy sowing in extent, situated at Kudagama aforesaid; and bounded on the east by Muttettuwe-
imaniyara, south by the fence, west by the imaniyara of Hapigekumbura, and on the north by the imaniyara of Mohotagekumbura.

30. An undivided $\frac{1}{2}$ share of the land called Gonikohe-watta of about 1 nellie of kurakkan sowing in extent, situated at Kudagama aforesaid; and bounded on the east by the fence of Sittiyagewatta, south by galbemma, west by Pinigewatteweta, and on the north by the fence on the limit of Kiriyagewatta.

31. An undivided $\frac{1}{2}$ share of the land called Kadurugahamulohenewatta of about 3 pelas of paddy sowing in extent, situated at Kudagama aforesaid; and bounded on the east by the limit of Menikadurayagehena, south by the limit of the hena belonging to Udanwita Pansala, west by the limit of hena belonging to Meragalpedige Bandiya, and on the north by the limit of hena belonging to Samel.

32. An undivided $\frac{1}{2}$ share of the land called Amuhenebokkehena of about 3 pelas of paddy sowing in extent, situated at Kudagama aforesaid; and bounded on the east by the stone, south by the limit of Rankothpedige-abaddagehena, west by the field, and on the north by the hena belonging to Abadda and others.

33. Half share of the field called Siyambala-attakumbura of about 15 lahas of paddy sowing in extent, situated at Kudagama aforesaid; and bounded on the east by the imaniyara of the field belonging to Abadda and Kalla, south by the imaniyara of the field belonging to Mohota, west by the imaniyara of the field belonging to Mohota, and on the north by ela.

34. One-fourth share of the land called Sillugahattemhena of about 1 pela of paddy sowing in extent, situated at Kudagama aforesaid; and bounded on the north by the endaru fence of the land belonging to Solomon, east and south by the boundary path to the property belonging to Unga, and on the west by the endaru fence on the land belonging to Solomon.

35. Two-fifth share of the land called Nanawalagawahena of about 11 acres 1 rood and 12 perches in extent, situated at Kudagama aforesaid; and bounded on the north by the Crown land and the road reservation, east by the Crown land, the lands belonging to the villagers, south by the land belonging to the villagers, and west by del tree, ela, and reservation along Delgaha-ela.

Sale on July 15, 1931, at 5 P.M. at the spot.

36. An undivided 1 pela from and out of Kahatakumbura of about 15 lahas of paddy sowing in extent, situated at Hewadiwala in Walgam pattu; and bounded on the east and south by the limitary ridge of this field, west by ela and endaru fence, and north by Godaliyadde-imaniyara.

For the recovery of the sum of Rs. 3,295.87, with legal interest on Rs. 6,792.12 from February 11, 1930, till payment, and poundage.

Deputy Fiscal's Office,
Kegalla, April 24, 1931.

S. DE SILVA,
Additional Deputy Fiscal.

In the District Court of Kurunegala.

Ambegodage Don Velun Appuhamy of Polgahawela Plaintiff.

No. 12,944. 29 Vs.

(1) Wattedgama Nugawela Kumarihamy, (2) Richard Nugawela, both of Kehelwatigoda in Kegalla District Defendants.

NOTICE is hereby given that on July 10, 1931, at 3 o'clock in the afternoon, will be sold by public auction at the premises the life interest of the said 1st defendant in the following property, viz. :-

The life interest of the above-named first defendant in and to an undivided $\frac{2}{3}$ shares of the land called and known as Kekunakanda, containing in extent 32 acres 2 roods and 34 perches, together with the plantations and everything standing thereon, situated at Batuwatta in Gandelaha pattu of Beligal korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north by the defined portion of Kekunakanda marked B allotted to Charles Peiris of Colombo, east by Crown land and land claimed by natives, south by land claimed by natives and a road, and west by land claimed by natives lots C 519 and B 519.

For the recovery of the sum of Rs. 480.04, with further interest on Rs. 310.04 at 9 per cent. per annum from September 28, 1928, till payment in full, and Rs. 4.80 being costs of this writ.

Deputy Fiscal's Office,
Kegalla, June 12, 1931.

S. DE SILVA,
Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Alfred Cecil Speldewinde of 19th No. 4,949. *2/2* BAMBALAPITIYA, Colombo, deceased.

Cecil Alexander Speldewinde of Kalutara Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 26, 1931, 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 May 15, 1931, and (2) of the attesting notary dated January 18, 1930, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as executor under the last will of Felicia Grace Speldewinde, deceased, to have letters of administration (with copy of the said will annexed) *de bonis non* to the estate of the above-named deceased issued to him, unless any person or persons interested shall, on or before July 2, 1931, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH,
District Judge.

May 26, 1931.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Pattamperuma Aratchige Don Juse Ranasinghe Vel Vidane of Bollate in the Ragam pattu of Alutkuru korale, deceased.

3/1
Pattamperuma Aratchige Don Istewan Ranasinghe of Bollate aforesaid Petitioner.

And

(1) Ponnawila Vidanelage Dona Balbina Hamy of Bollate aforesaid, (2) Pattamperuma Aratchige Dona Rosa Maria Ranasinghe, wife of (3) Suriya Bandarage Don Lazarus Karunaratne, both of Mahara Karagahamuna in Adicari pattu of Siyane korale, (4) Pattamperuma Aratchige Don Theresiana Ranasinghe, wife of (5) Mattumagoda Kankanamalage Simion Allis, both of Bollate aforesaid, (6) Pattamperuma Aratchige Dona Balbara Ranasinghe, wife of (7) Dehiwala Liyanage Evjeen Allis, both of Hendala in Ragam pattu of Alutkuru korale, (8) Pattamperuma Aratchige Dona Martha Ranasinghe of Bollate aforesaid, and (9) Ramanayake Aratchige Dona Porlentina Hamine of Batuwatta in Ragam pattu aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 14, 1931, in the presence of Mr. M. E. P. Samarasinghe, Proctor, on the part of the petitioner above named; and the affidavits of the said petitioner dated May 7, 1931, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration *de bonis non* to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH,
District Judge.

May 14, 1931.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Gorakanage Issabella Ferdinandusz *nee* Peiris of Hekitta, deceased.

2/8
Idagodage Charles Ferdinandusz of Hekitta Petitioner.

(1) Daisy Margaret Ferdinandusz, (2) Mary Mulin Ferdinandusz, (3) Stanley Ferdinandusz, (4) Eva Ferdinandusz, (5) Catherine Ferdinandusz, (6) Matilda Ferdinandusz, (7) Elizabeth Ferdinandusz, (8) Leon Peiris, all of Hekitta, the 1st, 2nd, 3rd, 4th, 5th, 6th, and 7th respondents by their guardian *ad litem* the 8th respondent Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 27, 1931, in the presence of Mr. J. P. Salgadoe, Proctor, on the

part of the petitioner above named; and the affidavit of the said petitioner dated March 30, 1931, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

April 27, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Amaratunga Aratchige Abraham No. 5,578. Dias Appuhamy of Gonawala, deceased.

2/2
Amaratunga Aratchige Amelis Dias Appuhamy of Gonawala in the Adicari pattu of Siyane korale Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 11, 1931, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner above named and the affidavits (1) of the said petitioner dated February 28, 1931, and (2) of the attesting Notary also dated February 28, 1931, having been read :

It is ordered that the last will of Amaratunga Aratchige Abraham Dias 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 will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall on or before June 11, 1931, show sufficient cause to the satisfaction of the court to the contrary.

March 11, 1931.
G. C. THAMBYAH,
District Judge.

Time for showing cause is extended to June 25, 1931.

June 11, 1931.
G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Jean Pierce, late of Houtain l'Evveque in No. 5,696. Belgium, deceased.

2/2
THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 5, 1931, in the presence of Mr. Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo, and the affidavit of the said petitioner dated May 30, 1931, exemplification of letters of administration to the estate of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's Order dated May 22, 1931, having been read : It is ordered and declared that the said petitioner is the attorney of the widow of the said deceased, and that he is entitled to have letters of administration to the intestate estate of the said deceased issued to him accordingly, unless any person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

June 5, 1931.
G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will Proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Elsie Jane Cassie of 410 Princes Gardens, West Acton, Middlesex, England, formerly of 56, Beaconsfield Place, Aberdeen in North Britain, Spinfar, deceased

2/8
THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 11, 1931, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, John George Scroggie of Colombo; and (1) the affidavit of the said petitioner dated June 8, 1931, (2) the power of attorney dated March 31, 1931, and (3) the order of the Supreme Court dated June 9, 1931, having been read : It is ordered that the will of the said Elsie Jane Cassie, deceased, dated September 23, 1924, a certified copy of which under the Seal of His Majesty's High Court of Justices in England 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 John George Scroggie is the attorney in Ceylon of the proving executrices named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

June 11, 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 Emily Pereira of Layards No. 5,675. *25* *Rof* ~~Emily Pereira of Layards road, Havelock Town, Colombo, deceased.~~

Reginald Hugh Pereira of Layards road, Havelock Town, Colombo Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 26, 1931, in the presence of Mr. P. G. Cooke, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated April 24, 1931, and (2) of Mr. P. G. Cooke, Proctor, dated April 30, 1931, having been read:

It is ordered that the last will of Emily Pereira, 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 June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

May 26, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. M. K. Miskin Saibo of Angappa Naiker No. 5,680. *28* *Rof* ~~M. K. Miskin Saibo of Angappa Naiker street in the Madras Presidency, deceased.~~

Muna Segu Thamby, son of Mohamed Marikar Thamby of 151, Second Cross street in Colombo Petitioner.

(1) Mariamma, (2) Mohamad Ally Saibo, and (3) Seyadoc Ismail, all of Deevu street, Kayalpatnam South village, Tiruchendur Taluq, Tinnevely District, India Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 27, 1931, in the presence of Mr. C. Sevaprakasam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 22, 1931, power of attorney in favour of the said petitioner and the order of the Supreme Court dated May 15, 1931, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

May 27, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. M. K. Pillai Lebbe of Kayalpatnam in No. 5,681. *28* *Rof* ~~M. K. Pillai Lebbe of Kayalpatnam in India, deceased.~~

Muna Segu Thamby, son of Mohamed Marikar Thamby of 151, Second Cross street in Colombo Petitioner.

(1) P. Oli Mohamed Sathak Kathulla, (2) P. Abdul Asan, and (3) P. Kiduru Mohamed, all of Kuthukul street in Kayalpatnam South village Tiruchendur Taluq, Tinnevely District, South India Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 27, 1931, in the presence of Mr. C. Sevaprakasam, Proctor, on the part of the petitioner above named; and the affidavit

of the said petitioner dated May 22, 1931, power of attorney in favour of the petitioner, and the order of the Supreme Court dated May 15, 1931, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as attorney of the respondents, to have letters of administration to the estate of the above-named deceased issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court.

May 27, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of No. 5,678. *24* *Rof* ~~Henry Percy Gomes of Wellavatta, deceased.~~

Grace Lucretia Colloff of Dehiwela Petitioner.

(1) Rosaline Laura Gomes of Dehiwela, (2) Arthur Annesley Gomes of Lancashire, England Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 26, 1931, in the presence of Mr. T. H. Jansz, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 13, 1931, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as sister of the above named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

May 26, 1931.

G. C. THAMBYAH,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Waduge Solomon Fernando, deceased, of No. 2,327. *26* *Rof* ~~Waduge Solomon Fernando, deceased, of Pinwala.~~

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on June 17, 1930, in the presence of Messrs. Fernando & Fernando, Proctors, on the part of the petitioners; The Rodrigo Family Friend-in-need Society, Ltd., registered as a society under the Societies Ordinance of 1891, and having its registered office at Panadure; and the affidavit of the Secretary of the said Society dated April 10, 1930, having been read:

It is ordered that the Secretary of the District Court of Kalutara, be and he is hereby declared entitled, to have letters of administration to his estate issued to him for the limited purpose of recovery of the debt due under Bond No. 309, unless the respondents—(1) Mahawaduge Carline Fernando, (2) Tudor Linton Fernando, (3) Gilfred Richard Fernando; the 2nd and 3rd minors by their guardian *ad litem* the 1st respondent or any other person or persons interested shall, on or before July 24, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd and 3rd minor respondents for all the purposes of this action, unless the respondents, or any other person or persons interested shall, on or before July 24, 1930, show sufficient cause to the satisfaction of this court to the contrary.

June 17, 1930.

N. M. BHARUCHA,
District Judge.

The date for showing cause is extended to June 25, 1931.

N. M. BHARUCHA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. *36* *Rof* ~~Corothena Emalia Cooke, deceased, of No. 4,987. Kandy.~~

THIS matter coming on for disposal before Arthur A. Perera, Esq., Acting District Judge, Kandy, on January 16, 1931, in the presence of Messrs. R. W. Jonklaas & Co.,

Proctors, on the part of the petitioner, John Carl Cooke of Pepiliyana; and the affidavit of the said petitioner dated March 25, 1930, 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) Maud Eunice Foenander of Elsnore, Sungei Besi, Selangor, F. M. S., (2) William Theodore Cooke of Kuala Lumpur, Selangor, F. M. S., (3) Frances Lucretia Cooke of Sungei Besi, F. M. S., (4) Eric Norman Cooke Paternott of Edelweis, Bambalapitiya in Colombo, (5) George Ebenezer Cooke of Veyangoda, (6) Evengeline Millicent de Silva, wife of (7) Stephen Wilhelm de Silva of 333, Trincomalee street, Kandy, (8) Ada Beatrice Weeraperma l, wife of (9) Arthur Agassiz Matthysz Weerapermal of Kurunegala, (10) Dorothea Edna de Silva, wife of (11) Andrew de Silva of Kandy, (12) George Van Sanden Cooke of 223, Galle road, Wellawatta in Colombo, (13) Archibald Clarence Cooke of Mount Mary in Colombo, (14) Herbert Vivian Cooke of Agra Elbedde, Agrapatana—shall on or before February 26, 1931, show sufficient cause to the satisfaction of this court to the contrary.

ARTHUR A. FERREIRA,
District Judge.

January 16, 1931.

The date for showing cause is extended for July 2, 1931.

W. E. BARBER,
District Judge.

May 25, 1931.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Don Arnolis de Silva Gunasekera, No. 5,013. deceased, of Katarantenne estate, Rattana.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on May 21, 1931, in the presence of Messrs. Wijayatilake & Wijayatilake, Proctors, on the part of the petitioner, Dona Agnes Engaltina Gunasekera of Kaikawela; and the affidavit of the said petitioner of the attesting Notary of the last will both dated May 19, 1931, having been read:

It is ordered that the will of the above-named deceased dated October 28, 1926, now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Dona Agnes Engaltina Gunasekera is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

May 21, 1931.

In the District Court of Kandy.

Order Nisi

Testamentary In the Matter of the Estate of the late Jurisdiction. Dissanyake Mudianselage Loku Banda, No. 5,010. deceased, of Tennekumbure.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on May 18, 1931, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner, Dissanyake Mudianselage Mudianselage of Tennekumbura; and the affidavit of the said petitioner dated May 14, 1931, having been read: It is ordered that the petitioner, as a brother of the deceased, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents—(1) Dissanyake Mudianselage Tikiri Menika, (2) ditto Dingiri Menika, (3) ditto Ran Menika, (4) ditto Dingiri Banda, all of Tennekumbura—shall, on or before June 25, 1931, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

May 18, 1931.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Thinkavathiar, wife of K. Murugesu of No. 7,840. Araly South of Jaffna, deceased.

Kailayer Murugesu of Araly South, Jaffna. Petitioner.

Minor (1) Sivapakkiam, daughter of Murugesu of Araly south, appearing by her guardian *ad litem* (2) Kanapathiar Maruhappoo of Araly South, Jaffna Respondents.

THIS matter of the petition of the above named petitioner coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on February 27, 1931, in the presence of Mr. S. Cumarasuriy, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 26, 1931, having been read: It is declared that the 2nd respondent be appointed guardian *ad litem* over the 1st minor respondent and the petitioner, as husband of the said intestate, is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall on or before April 22, 1931, show sufficient cause to the satisfaction of this court to the contrary.

D. H. BALFOUR,
District Judge.

March 5, 1931.

Order Nisi extended for May 25, 1931.

D. H. BALFOUR,
District Judge.

Extended for June 22, 1931.

D. H. BALFOUR,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. Pushpam, wife of Thamothearampillai, No. 7,868. late of Tirunelvely, deceased.

Thamothearampillai Arumugam of Tirunelvely Petitioner

(1) Maruthappan Thamothearampillai of Mercantile Bank of India, Galle, (2) Mahesuvaray (minor) daughter of Thambippillai of Tirunelvely (3) Visuvar Suppiah and wife (4) Sivakkolundu, both of ditto, the 2nd respondent is a minor and appears by her guardian *ad litem* the 3rd and 4th respondents Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on April 9, 1931, in the presence of Mr. P. Casippillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated April 9, 1931, having been read: It is ordered that the 3rd and 4th respondents be appointed guardian *ad litem* over the minor the 2nd respondent above named for the purpose of acting on her behalf representing her and protecting her interests and that letters of administration to the estate of the deceased be issued to the petitioner as the grandfather of the deceased, unless the respondents appear before this court, on May 25, 1931, and show sufficient cause to the satisfaction of this court to the contrary.

D. H. BALFOUR,
District Judge.

April 22, 1931.

The above Order Nisi is extended to July 13, 1931.

K. KANAGASABAI,
Additional District Judge.

June 10, 1931.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late Siriyahamma Rasamutha of Chenai- No. 651. kudiruppu in Puttalam, deceased.

Sosai pillai Abelpillai of Chenaikudiruppu afore-said Petitioner.

(1) Sabiram Thangamma assisted by her husband (2) P. A. Sinnadurai, (3) Anthonipillai Philippu Pillai, all of Chenaikudiruppu Respondents.

THIS matter coming on for disposal before J. D. Brown, Esq., District Judge of Jaffna, in the presence of Mr. Ben Kanakasundera, Proctor, on the part of the petitioner

above named; and the petitioner's affidavit dated November 14, 1927, and petition dated January 10, 1928, having been duly read:

It is hereby ordered that the petitioner be and he is hereby appointed administrator of the above estate of the said deceased be issued to him accordingly, unless the respondents above named or any one else interested on their behalf shall, on or before February 28, 1928, appear and show sufficient cause to this court to the contrary.

January 25, 1928.

J. D. BROWN, District Judge.

Order Nisi extended for publication returnable June 22, 1931.

May 26, 1931.

R. F. DIAS, District Judge.

In the District Court of Jaffna. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sivakamippillai, wife of Vythianather No. 7,836.

30 Subramaniam of Araly North, who died at Asam Kumbang, in the Federated Malay States, deceased.

Vythianather Subramaniam of Araly North... Petitioner. Vs.

(1) K. G. Selvanayagam and wife, (2) Annaladchumy of Araly North, now of the F. M. S., (3) Jayaladehummy, daughter of Subramaniam of ditto; (4) Subramaniam Vythianathan of ditto, (5) Murugesu Chelliah of Araly North, presently Station Master, Lahat town, in the F. M. S. Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, on February 23, 1931, in the presence of Mr. V. Nagalingam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 18, 1931, having been read: It is ordered that the 5th respondent be appointed guardian ad litem over the minors, the 3rd and 4th respondents, and that the petitioner is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any others shall, on or before April 22, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1931.

D. H. BALFOUR, District Judge.

Extended to June 24, 1931.

In the District Court of Batticaloa. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kalender Lebbe Marakkar Marianach- No. 356.

33 Kalie of Karunkodditivu, deceased. Sinnahamedu Udayar Mohamedu Aliar of Karunkodditivu... Petitioner.

(1) Levvaitamby Udayar Avuaummah, (2) Kalender Levvai Marakkar Sennimohamedu, (3) ditto Mohamedu Ismail, (4) ditto Ebathul Carrim, (5) ditto Mohamedu Pattumamah, (6) ditto Nahamath-ummah, (7) Habibu Mohamedu Aboobakker, all of Karunkodditivue Respondents.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Batticaloa, on January 30, 1931, in the presence of Mr. M. A. Zain Kariapper, Proctor, on the part of the petitioner; and the affidavit and petition of the above named petition dated December 17, 1930, and January 30, 1931, respectively, having been read:

It is ordered that the 7th respondents above named be and he is hereby appointed guardian ad litem of the minors, the 4th, 5th, and 6th respondents, for the purpose of these testamentary proceedings, and that the above-named

petitioner be and he is hereby declared entitled, as the husband of the deceased, and that letters of administration do issue to him accordingly, unless the respondents or any other person or persons entitled shall, on or before March 5, 1931, show sufficient cause to the satisfaction of this court to the contrary.

JAMES JOSEPH, District Judge.

February 7, 1931.

Extended to June 30.

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kader Thamby Kader Meera Natchiya, No. 658.

33 Kader Meera Natchiya, deceased.

Between

Kadir Maraikar Sena Wappa of Viruthodai in Puttalam District... Petitioner.

And

(1) Sena Murathu Mohideen, (2) Sego Meera Natchiya assisted by her husband, (3) Kuppe Pitche Pitche Thamby, (4) Mohideen Meera Natchiya assisted by her husband, (5) Pitche Pillai Kuppe Thamby, all of Viruthodai in Puttalam District Respondents.

THIS matter coming on for disposal before H. E. Peris, Esq., Additional District Judge of Puttalam, on May 23, 1930, in the presence of Mr. Ben Kanakasundera, Proctor, on the part of the petitioner; and the petitioner's affidavit and petition dated May 17, 1930, and May 23, 1930, respectively, having been duly read: It is ordered that the petitioner above named, be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named and that the same do issue to him, unless the respondents above named or any one else on their behalf shall, on May 21, 1930, appear and show sufficient cause to this court to the contrary.

July 16, 1930.

N. W. MORAGAPPAH, Jr., Additional District Judge.

Order Nisi extended for publication returnable June 22, 1931.

May 22, 1931.

R. F. DIAS, District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Pussedeniye Mudiyanseelage Dulimenika No. 1,477.

33 Pussedeniye Mudiyanseelage Bin Ralahamy of Haka- hinna... Petitioner. Vs.

Bandararallage Dingiri Amma of Hakahinna Respondent.

THIS matter coming on for disposal before S. S. Navaratnam, Esq., District Judge of Kegalla, on December 18, 1930, in the presence of Mr. C. H. Udagama, Proctor, on the part of the petitioner; and his affidavit and petition dated May 30, and December 18, 1930, respectively, having been read:

It is ordered and decreed that the letters of administration of the estate of the above-named deceased be issued to petitioner, unless the respondent or any other person or persons interested in the matter shall, on or before January 27, 1931, show sufficient cause to the satisfaction of this court to the contrary.

December 22, 1930.

S. S. NAVARATNAM, District Judge.

Order Nisi extended to June 23, 1931.

S. S. NAVARATNAM, District Judge.