



THE
CEYLON GOVERNMENT
GAZETTE

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PART II.—LEGAL.

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

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767- J. N. 32180-630 (9/33)

B 1

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Teldeniya by five labourers of Earnest Wood estate, Teldeniya, against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages, amounting to Rs. 168.80.

September 14, 1933.

P. B. ALUWIHARE,
Acting Chief Clerk.

The Village Communities Ordinance, No. 9 of 1924.

IT is hereby notified in terms of section 98 of the Village Communities Ordinance, No. 9 of 1924, that the under-mentioned Village Committee has, with the approval of the Government Agent, Northern Province, prescribed the building noted below as its Court-house from September 1, 1933.

Name of Village Committee.	Description of the Building.
The Kachcheri, Jaffna, September 19, 1933.	E. RODRIGO, Government Agent.
Uduvil	Village Committee Court building, situated in Crown land called Annakkaladdi at Maruthanamadam in Uduvil

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,484. In the matter of the insolvency of L. D. K. Jayasekera of Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 10, 1933, for the declaration of a dividend.

By order of court, S. W. DE SILVA,
September 13, 1933. for Secretary.

In the District Court of Colombo.

No. 4,387. In the matter of the insolvency of M. Peer Mohamado, Dias place, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 14, 1933, for the grant of a certificate of conformity to the insolvent.

By order of court, S. W. DE SILVA,
September 13, 1933. for Secretary.

In the District Court of Colombo.

No. 4,596. In the matter of the insolvency of Ponniah Sathasivam of Hill street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 24, 1933, for the grant of a certificate of conformity to the insolvent.

By order of court, S. W. DE SILVA,
September 13, 1933. for Secretary.

In the District Court of Colombo.

No. 4,597. In the matter of the insolvency of C. M. M. Shariff of 94, Silversmith street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 26, 1933, for the appointment of an assignee.

By order of court, S. W. DE SILVA,
September 13, 1933. for Secretary.

In the District Court of Colombo.

No. 4,667. In the matter of the insolvency of J. E. Wolff of Hunupitiya.

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 October 10, 1933, for the grant of a certificate of conformity to the insolvent.

By order of court, S. W. DE SILVA,
September 13, 1933. for Secretary.

In the District Court of Colombo.

No. 4,693. In the matter of the insolvency of Gordon Patrick Vandort of Kalubovila West in Wellawatta.

WHEREAS the above-named Gordon Patrick Vandort has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by T. B. Gunawardene of Galle road in Bambalapitiya, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Gordon Patrick Vandort insolvent accordingly ; and that two public sittings of the court, to wit, on October 17, 1933, and on October 31, 1933, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, K. RATNASINGHAM,
September 19, 1933. for Secretary.

In the District Court of Colombo.

No. 4,694. In the matter of the insolvency of Condagamage Theodore Fernando of Galkissa in the Palle pattu of Salpiti korale.

WHEREAS the above-named Condagamage Theodore Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by H. G. Deonis Silva alias H. G. Deonis Appu of Watarapola, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Condagamage Theodore Fernando insolvent accordingly ; and that two public sittings of the court, to wit, on October 17, 1933, and on October 31, 1933, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, K. RATNASINGHAM,
September 19, 1933. for Secretary.

In the District Court of Kalutara.

No. 282 I. In the matter of the insolvency of Caluwadewage Albert Dharmadasa of Uggalboda in Kalutara North.

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 October 19, 1933, to consider the grant of the certificate of conformity to the insolvent.

By order of court, W. A. GOONESEKERE,
Kalutara September 15, 1933. Secretary.

In the District Court of Negombo.

No. 216. In the matter of the insolvency of Costapatabendige Emmanuel Benjamin Dalpadado of Main street, Negombo.

TAKE notice that a meeting of this court for the examination of the above insolvent will be held at 10 A.M. on October 25, 1933.

By order of court, D. J. JAYASUNDERA,
September 12, 1933. Secretary.

In the District Court of Kandy.

No. 1,890. In the matter of the insolvency of Vidanelage Francis Soysa of Orange Field Group, Panwilatenne, Gampola.

NOTICE is hereby given that a special meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 29, 1933, to consider the sale of the property of the above-named insolvent disclosed by him in his balance sheet by public auction.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 1,958. In the matter of the insolvency of Tuwan Juhir Hassan of No. 882, Katukele, Kandy.

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 September 29, 1933, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 1,962. In the matter of the insolvency of Gustinnawaduge Daniel Silva of Deltota in Lower Hewaheta.

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 September 29, 1933, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 1,966. In the matter of the insolvency of John Henry Bartholomeusz of Udupihilla in Matale.

NOTICE is hereby given that the order of adjudication made in the above case was annulled on July 21, 1933.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 2,013. In the matter of the insolvency of M. Mohideen Palle of Katukele, Kandy.

NOTICE is hereby given that a special meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 13, 1933, to appoint a fresh assignee.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 2,016. In the matter of the insolvency of (1) Kader Saibo Mohamed Mohideen, (2) Kader Saibo Mohideen Abdul Cader, both of Katugas-tota, carrying on business under the name and style of K. M. Mohamed Mohideen & Company, Katugas-tota.

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 September 29, 1933, to consider the sale of the boutique goods of the above-named insolvent lying at boutique No. 16, Galagedara road, Katugas-tota.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Kandy.

No. 2,017. In the matter of the insolvency of (1) Viagula Gornam Victoria and (2) Viagula Thangasamy, both of Kandy, carrying on business under the name and style of "Victoria Brothers," Colombo street, Kandy.

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 September 22, 1933, to appoint an assignee.

By order of court, GERALD E. DE ALWIS,
September 19, 1933. Secretary.

In the District Court of Matara.

Insolvency Case No. 91. In the matter of the insolvency of Galbokke Hewage Charles Silva of Kadeweediya, Matara, insolvent.

NOTICE is hereby given that the above-named insolvent has been awarded a certificate of conformity as of the first class.

By order of court, R. MALALGODA,
September 11, 1933. Secretary.

In the District Court of Matara.

Insolvency Case No. 94. In the matter of the insolvency of D. R. C. Nanayakkara of Weligama, insolvent.

NOTICE is hereby given that the above-named insolvent has been awarded a certificate of conformity as of the first class.

By order of court, R. MALALGODA,
September 11, 1933. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Dr. John Abraham Perera of Kuruwa Walawwa, Kuruwe street..... Plaintiff. 4

No. 35,155. Vs.

Korottage Don Jayasena of Mattegoda in the Palle pattu of Salpiti korale..... Defendant. Rs. 20

NOTICE is hereby given that on Thursday, October 12, 1933, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 1,067 dated October 1, 1926, attested by J. H. Perera, 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 October 3, 1930, for the recovery of the sum of Rs. 748.80, with further interest on Rs. 600 at 12 per cent. per annum from October 25, 1929, till date of decree, May 30, 1930, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of this action Rs. 182.47½, less Rs. 170, viz.:—

1. At 9 a.m.—An undivided ¼ part of Kongahakumbura, situated at Mattegoda in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by Polgahawatta, east by Olimullekumbura, south by water-course, west by field of Geekiyanage Don Peiris; containing in extent about 1 amunam of paddy sowing.

2. At 9.30 a.m.—An undivided ¼ part towards the southwest planted and improved by Korottage Babbu Singho, excluding therefrom a portion in extent about ½ an acre towards the west from and out of the land called Kongahawatta alias Delgahawatta, situated at Mattegoda aforesaid; bounded on the north by high road, on the east by Alubogahakumbura and high ground of Attanayakage people, south by field, west by high road; containing in extent 20 acres, and all the right, title, and interest, claim, and demand whatsoever of the said defendant. Registered N 33/185 and 298.

Fiscal's Office,
Colombo, September 20, 1933.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Colombo.

Don James Jayasinghe of Dekatana Plaintiff.

No. 37,399. Vs.

(1) Pauludewage Harriet Nona, and (2) Walimuni-dewage Lewis Fernando, both of Peliyagoda, in the Ragam pattu of Alutkuru korale Defendants. Rs. 16

NOTICE is hereby given that on Friday, October 27, 1933, at 3 p.m., will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 235.83, being damages at Rs. 25 per mensem from February 26, 1930, to December 9, 1930, and costs of suit, viz.:—

All that land called Heenatiowita, together with the tiled houses standing thereon, situated at Peliyagoda in the Ragam pattu of Alutkuru korale in the District of Colombo, Western Province; bounded on the north by the land belonging to W. Indotchi Fernando, on the east by the land of R. Gilanchi Fernando, on the south by land of W. Charlis Fernando, and on the west by high road from Colombo to Negombo; containing in extent about 14 perches.

Fiscal's Office,
Colombo, September 20, 1933.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Colombo.

V. R. S. T. Sathappa Chettiar of Sea street,
Colombo Plaintiff.

No. 49,134. Vs.

M. A. M. Hussein of Mumtaz Mahal, Colpetty,
Colombo Defendant.

NOTICE is hereby given that on Thursday, October 26, 1933, will be sold by public auction at the respective premises the life interest of the said defendant in the following property for the recovery of the sum of Rs. 15,264, with further interest on Rs. 12,000 at 18 per cent. per annum from June 9, 1932, to date of decree June 29, 1932, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, viz. :—

1. At 1 p.m.—All that undivided $\frac{1}{2}$ part of the soil and fruit trees together with an undivided $\frac{7}{24}$ shares of the house standing thereon (exclusive of an undivided extent of about $\frac{1}{2}$ of an acre sold previously) of the land called Kajugahawatta, situated at Welikada in the Palle pattu of Slpiti Korale in the District of Colombo, Western Province; and bounded on the north by Gorakagahawatta belonging to Anthony Marthis, east by the high road and Pelegahawatta belonging to Hollupathirage Pedru Kaldera, south and south-west by the cinnamon garden belonging to the estate of Philip Perera Appuhamy; containing in extent 1 acre 3 roods and 32 perches according to the figure of survey dated February 3, 1888, made by G. D. N. Dissanayake, Licensed Surveyor, and registered in the said Land Registry Office under title M 253/169.

2. At 1.30 p.m.—All that portion of land called Pelenahawatta, situated at Welikada aforesaid; bounded on the north by high road from Colombo to Kotte, on the east by a portion of the same land belonging to Hettige Don Thegis Appu, on the south by another portion of the same land, and on the west by a land belonging to Embuldeniyage Philippu; containing in extent 13 $\frac{58}{100}$ square perches according to the plan thereof No. 955 dated September 11, 1858, and made by H. P. de Silva, Surveyor, and registered in the said Land Registry Office under title M 167/194 and M 235/267.

3. At 2 p.m.—All that allotment of land called Kajugahawatta, situated at Welikada aforesaid; bounded on the north by the property of K. M. Perera, on the east by the high road, on the south by the lot No. 2 belonging to Mr. Kelart, and on the west by the properties of widow, Mrs. Philip Perera and Don Solomon de Silva Wedarala; containing in extent 1 acre 2 roods and 12 perches according to the survey and description thereof No. 25 dated December 17, 1893, made by M. D. M. Attapattu, Licensed Surveyor, and registered in the said Land Registry Office under title M 95/299 and M 235/266.

4. At 2.30 p.m.—All that lot marked letter "D" in the said plan dated February 16, 1900, and made by H. G. E. Perera, Licensed Surveyor, being a defined portion of the garden called Kajugahawatta, situated at Welikada aforesaid, and which said lot is one of the fifteen different lots into which the said garden has been divided as appears in the said plan; and bounded as follows: on the north by high road leading from Colombo to Kotte, on the east by the land belonging to Balasuriya David Perera, on the south by lot marked letter "I" in the said plan, and on the west by lot marked "C" in the said plan; containing in extent 1 acre and 7 perches, and registered in the said Land Registry Office under title M 13/317 and M 308/193.

5. At 3 p.m.—All that lot marked letter "I" in the plan dated February 16, 1900, made by H. G. E. Perera, Licensed Surveyor, being a portion of the garden called Kajugahawatta, situated at Welikada aforesaid, and which said lot is one of the fifteen different lots into which the said garden has been divided as appears in the said plan; and bounded as follows: on the north by lot marked "B" in the said plan, on the east by land belonging to Attirigoda Nanayakkaragama Don Joseph Silva and land belonging to the estate of the late Doctor Misso, on the south by the reservation for a road and lot marked "O" in the said plan, and on the west by lot marked "H" in the said plan; and containing in extent 1 acre and 8 perches, and registered in the said Land Registry Office under title M 93/318 and 237/244.

6. At 3.30 p.m.—All that defined part or portion of the land called Kajugahawatta, situated at Welikada aforesaid; bounded on the north by a part of the same land belonging to Vitanage Georgina Cooray, south-east by part of the said land belonging to Etiligoda Nanayakkaragama Don Siyadoris Silva and others, west by the property of Mohamed Meedin, formerly of Philip Perera Appuhamy; containing in extent 1 rood as per plan bearing No. 619 dated July 21,

1908, made by C. H. Frida, Registered Licensed Surveyor, and registered in the Land Registry Office under title M 139/21.

7. At 4 p.m.—All that allotment of land marked "B" being a portion of Kajugahawatta, situated at Welikada aforesaid; which said allotment marked "B" is bounded on the north-east by a part of this land marked "C" belonging to Etiligoda Nanayakkaragama Tidoris Silva and others, on the south-east by the property of Mohamed Alia, on the south-west by the property of Mohamed Meedin, formerly of Philip Pefera, and on the north-west by a part of this land marked "A" belonging to V. Georgina Cooray Hamine; containing in extent 2 roods and 12 $\frac{73}{100}$ perches, and registered in the Land Registry Office under title M 142/348.

Fiscal's Office,
Colombo, September 20, 1933.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Colombo.

(1) R. D. Ade Silva of Slave Island, Colombo .. Plaintiff.

Cathirapalli Gnanasekaram, Substituted Plaintiff.

No. 48,809. Vs.

The Public Trustee of Colombo, Official Administrator
of the estate of the late A. James Dabare,
deceased Defendant.

NOTICE is hereby given that on Friday, October 20, 1933, at 10 A.M., will be sold by public auction at this office the following property for the recovery of the sum of Rs. 2,500, with interest on Rs. 2,000 at 12 per cent. per annum from May 17, 1932, to the date of decree December 13, 1932, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, viz. :—

The rights and benefits belonging to the estate of the late A. James Dabare Appuhamy of the mortgage bonds (1) No. 73 dated December 10, 1923, attested by L. A. Jayasekera, Notary Public, for Rs. 1,500 and interest at 15 per cent. per annum; (2) No. 92 of February 9, 1924, attested by L. A. Jayasekera, Notary Public, for Rs. 1,000 and interest at 15 per cent. per annum; (3) No. 287 of February 25, 1925, attested by L. A. Jayasekera, Notary Public, for Rs. 600 and interest at 12 per cent. per annum.

Fiscal's Office,
Colombo, September 21, 1933.

CARL E. ARNDT,
Deputy Fiscal.

In the District Court of Colombo.

the matter of the intestate estate and effects
of Kayambu of Hulftsdorp, Colombo, deceased.
The Secretary, D. C., Colombo. ... Official Administrator.

Crown No. 3,121T. Vs.

(1) Dorasamy Cumaraswamy, (2) ditto Kamalan, both of Jampettah street, Colombo, (3) ditto Arunasalam of No. 1, Princes gate, Colombo, (4) ditto Kalamma of No. 71, Silversmith street, Colombo Respondents.

NOTICE is hereby given that on Tuesday, October 17, 1933, 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 respondents in the following property, viz. :—

An undivided $\frac{1}{2}$ share of the land called Hunumulla Kurunduwatta and of the buildings standing thereon, situated at Hunumulla in Dunagaha pattu of Alutkuru korale in the District of Negombo, Western Province; the entire land being bounded on the north by lands belonging to K. Paulu Fernando and T. Juwanis, east by Crown land, south by Crown land and lands belonging to T. Hamy Appuhamy and T. Kirihamy, and on the west by Crown land and lands belonging to K. Paulu Fernando, Appu Naide, and T. Juwanis; containing in extent about 83 acres 1 rood and 7 perches.

Amount to be levied Rs. 171.64, with interest on Rs. 153.60 at 4 per cent. per annum from October 14, 1925, to date of payment, together with a further sum of Rs. 95.02 due as deficiency.

Deputy Fiscal's Office,
Negombo, September 18, 1933.

A. W. ROSA,
Deputy Fiscal.

In the District Court of Negombo. ³⁷

S. K. A. R. S. T. Sithambaram Chettiar by his attorney
M. R. M. Muttusamy Naidu of Negombo Plaintiff.
No. 6,280. Vs.

(1) Manamalakankanamalage Ana Perera and (2) Edmund Fonseka, both of Witanapaha . . . Defendants.

NOTICE is hereby given that on Thursday, October 19, 1933, commencing at 4 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following properties, viz. :—

(1) The southern $\frac{1}{2}$ share of the land called Delgahawatta, situated at Minuwangoda in Dasiya pattu of Alutkuru korale in the District of Negombo, Western Province; and bounded on the north by the $\frac{1}{2}$ share of this land now belonging to A. F. Aponsu and others, east by land now belonging to A. Davith Fonseka and others, south by the high road, and on the west by Tekkawatta belonging to G. D. P. Perera and Cadiresan Chettiar; containing in extent 3 roods and 24 perches, together with the boutiques bearing assessment Nos. 169, 174, 175, 177, 178, and 179 standing thereon. Registered C 232/65.

(2) The $\frac{1}{2}$ share of the land called Talgahawatta, situated at Minuwangoda aforesaid; and bounded on the north by land of Dona Agidahamy and road, east by the portion of this land belonging to Don Migel and land belonging to the heirs of S. D. Liyanduru, south by land of S. D. Liyanduru and high road, and on the west by land bearing assessment No. 109 belonging to Dona Marthinahamy; containing in extent 2 roods, together with the buildings and plantations standing thereon. Registered C 217/70.

Amount to be levied Rs. 863.27, with interest on Rs. 600 at 20 per cent. per annum from February 10, 1932, till August 1, 1932, and thereafter at 9 per cent. per annum till payment, less Rs. 170.

Deputy Fiscal's Office,
Negombo, September 18, 1933.

A. W. ROSA,
Deputy Fiscal.

³¹
Central Province.

In the District Court of Kandy.

Reginald Philip Walker Alexander of Hyndford estate, Nawalapitiya Plaintiff.
No. 41,333. Vs.

Mohammadramalage Omer Lebbe Abdul Latiff of Nawalapitiya in his personal capacity and as administrator of the intestate estate of the late Mohammad Lebbe's daughter, Sitthy Nafeesa Umma, deceased Defendant.

NOTICE is hereby given that on Monday, October 16, 1933, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 3,598.59, together with legal interest on Rs. 2,420 at 9 per cent. per annum from May 22, 1932, till payment in full, and poundage, in the following property, viz. :—

An undivided half share of all that land called and known as Werallugollehena of 80 amunams paddy sowing extent in or 169 acres 3 roods and 21 perches in the whole, situate at Dekinda in Medagama in the Ambegamuwa korale of Uda Bulatgama, Kandy District, Central Province, and formerly described as bounded in its entirety on the east and south by Crown land, west by Omer Lebbe's land, and land owned by natives, north by land belonging to Mr. Swan, but presently bounded on the north by Mr. Swan's estate now Hyndford estate and other portion of this land, east by Mr. Swan's land now Hyndford estate, and Crown land, south by Crown land, and west by land sold to H. O. Lebbe, lands of villagers and Crown land. Registered L 23/107.

Fiscal's Office,
Kandy, September 18, 1933.

A. RANESINGHE,
Deputy Fiscal.

In the District Court of Kandy.

Horadugodagamage Carolis Appuhamy of Madadeniya in Bolebe in Gandahe korale in Pata Hewaheta . . Plaintiff.
No. 42,772. Vs.

Otalwegedara Cassim's son, Omar Lebbe Marikkar of Ududeniya, in Hewawisse korale of Pata Hewaheta Defendant.

NOTICE is hereby given that on Friday, October 20, 1933, commencing at 11 A.M., will be sold by public auction at the respective premises the right, title, and interest of

the said defendant for the recovery of the sum of Rs. 1,089.70, with legal interest from September 27, 1932, till payment in full, and poundage, in the following lands, viz. :—

(1) Undivided twenty-nine thirty-fifth shares out of all that land called Welamituwakawatta of about 3 seers kurakkan sowing extent, situate at Ududeniya in Hewawisse korale of Pata Hewaheta; and bounded on the east by the road, on the south by Meerasaibo's garden, and on the west and north by the Malakandura, together with the buildings put up on the said share, and the plantations and everything thereon.

(2) All that land called Rodegoda Galpottehena, presently garden of 2 lahas kurakkan sowing in extent, situate at Ududeniya aforesaid; and bounded on the east by the limit of Kaluwa's hena, south by the limit of Ekiriye-gederahena, west by the road, and north by the limit of Kunankaragedarahena.

(3) An undivided one half share out of all that land and of everything thereon called Dehalkadahena of about 6 lahas kurakkan sowing in extent, situate at Dehalkada in Ududeniya aforesaid; and bounded on the east by the road, south by the stone fence, west by the Mala-ela kandura of Gamagedarahena, and north by the fence of Abdul Rahiman's garden, and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant upon bond No. 20,701 dated July 9, 1925, and attested by Mr. J. W. Illangantileke, Notary Public.

Fiscal's Office,
Kandy, September 19, 1933.

A. RANESINGHE,
Deputy Fiscal.

Southern Province.

In the District Court of Colombo.

C. A. Hutson & Co., Ltd., Colombo Plaintiffs.
No. 33,627. Vs.

S. D. S. Goonatilaka, Tilakasthan, Balapitiya Defendant.

NOTICE is hereby given that on Saturday, October 21, 1933, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz. :—

All that undivided $\frac{1}{2}$ share of the soil and all the plantations thereon of the land called Ganewela, situate at Balapitiya in the Wellaboda pattu of Galle District, Southern Province; and bounded on the north by Thorapitiyewatta, Pahalawatta, Hiwanaliyanagewatta, and Polonketiya, east by the river and Thotawatta, south by a road and Adderagewela, west by Bodahandigewatta, Pettahandigewatta, Bogahawatta, and Mitimullewatta; and containing in extent 6 acres 2 roods and 21 perches.

Writ amount Rs. 358.12 and Rs. 86.90 costs to March 24, 1930, and further costs Rs. 174.90, less Rs. 86.90, supplementary costs Rs. 192.60. (Less Rs. 76.50 being amount paid.)

Fiscal's Office,
Galle, September 15, 1933.

J. R. WEERASEKERA,
Deputy Fiscal.

In the District Court of Matara.

Manamperi Hinni Appuhamy of Madiha Plaintiff.
No. 7,024. Vs.

W. P. Don Arnolis de Silva of Bandaramulla . . Defendant.

NOTICE is hereby given that on the following days at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 397.70, with further interest on the principal sum of Rs. 238 at — per cent. per annum from October 5, 1931, till May 12, 1932, and legal interest on the aggregate amount from date of decree :—

On Saturday, October 14, 1933, commencing at 3 p.m.

1. All that life interest of the defendant to and for, and an undivided $\frac{2}{3}$ parts of the divided and separated lot B (in extent 1 acre 2 roods and 37 perches) and of all the buildings standing on the land called Nugagahahena alias Maragahahena, situated at Bandaramulla in the Weligam korale of the Matara District, Southern Province; and bounded on the north by lot D of the same land, east by lot C, south by high road, and on the west by lot A.

2. All that life interest of the defendant to and for an undivided $\frac{3}{4}$ parts of an undivided extent of 2 roods and 32 perches of the divided lot E, in extent 3 acres and 20 perches of the same land Nugagahena *alias* Maragahena, situated at Bandaramulla aforesaid; and bounded on the north by lot G, east by lot F and Kannalakumbura, south by lots C, B and A, and on the west by Borellewatta and Imbulgahawatta.

recovery of Rs. 2,243.25, with interest thereon at the rate of 9 per cent. per annum from March 30, 1933, until payment in full, poundage, and charges, viz. :—

All that piece of land situated at Neervely in Kopay parish, Valigamam East division of the Jaffna District, Northern Province, called Madathilpulam; containing in extent 3 lachams varagu culture, with well, houses, and cultivated plantations; and bounded on the east by bye-lane, north and west by lane, and south by the property of Sellam, daughter of Kander and others.

Fiscal's Office, M. SELVADURAI,
Jaffna, September 18, 1933. Additional Deputy Fiscal.

39. On Friday, October 20, 1933, commencing at 2 p.m.

3. All that life interest of the defendant to and for an undivided $\frac{1}{4}$ part of the field called Addaraliyadda, situated at Dedduwa in Uduwe Bathgama in the Gangaoda pattu of the Matara District aforesaid; and bounded on the north by land appearing in plan No. 58,728, east by land in plan No. 58,728, south by land described in plan No. 57,231, and on the west by Attikkagahamulana; and containing in extent 3 roods and 31 perches.

4. All that life interest of the defendant to and for an undivided $\frac{1}{4}$ part of the field called Kokamalakumbura, situated at Dedduwa aforesaid; and bounded on the north by wella or road, east by water-course and Mahanitawa, south and south-west by Crown land, north-west by Attikkagahamulana and Udupilayamulana; and containing in extent 2 acres 3 roods and 30 perches.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, September 14, 1933. Deputy Fiscal.

In the District Court of Tangalla.

Gardiyeewage Mendias Appu of Beljatta Plaintiff.

No. 2,985. Vs.

G. B. Sinno Appu of Pahala Beligalla Defendant.

6.39. NOTICE is hereby given that on Saturday, October 14, 1933, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 1,333.28 and poundage, viz. :—

At Etgalmulla.

(1) All that land called Narangashena, situated at Etgalmulla in West Giruwa pattu of Hambantota District; and bounded on the north by minor road, east by Enginigahamandiya, south by Puhulwellegedara, and west by Atugahahena; containing in extent about 4 acres. Value Rs. 1,800.

(2) All that land called Nugagahamandiya, situated at Etgalmulla; and bounded on the north by Paluwatdeniya, east by Pinkoratuwa, south by minor road, and west by Galagamagewatta; containing in extent 2 acres. Value Rs. 600.

(3) All that land called Welikahainnewatta, situated at Pahala Beligalla; and bounded on the north by Pinkella, east by land of Gangodage Punchihamy, south by Punchiammagewatta and west by Paranapara and Raturalagewatta; containing in extent about 1 acre, together with the building standing thereon. Value Rs.300.

(4) All that land called Welikahainnesekkupalatibena-kebella, situated at Pahala Beligalla; and bounded on the north by Pinkelleweta, east by land of Gangodage Punchihamy, south by high road, and west by land of Gangodage Punchihamy, together with the buildings and 2 chekkus thereon. Value Rs. 600.

Deputy Fiscal's Office, A. L. M. NOOR MOHAMED,
Tangalla, September 15, 1933. Additional Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

Arumugam Chettiyar Thiagaraja of Neervely Plaintiff.

No. 3,934. Vs.

Walliammai, widow of Nagalingam of Chetty street, Point Pedro, as administratrix of the estate of the late Poothathamby Nagalingam in testamentary case No. 7,897, D. C., Jaffna Defendant.

NOTICE is hereby given that on Thursday, October 12, 1933, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said late P. Nagalingam in the following property for the

Eastern Province.

In the District Court of Trincomalee.

Vettivelu Kanagagei of Division No. 8, Trincomalee Plaintiff.

No. 1,679. Vs.

Thambimuttu Balasubramaniam of Division No. 5, Trincomalee Defendant.

NOTICE is hereby given that on Saturday, October 14, 1933, commencing at 4 o'clock in the afternoon, will be sold by public auction at the spot the following property mortgaged with the plaintiff by bond No. 1,508 dated September 4, 1932, attested by Mr. M. Somariathapillai of Trincomalee, Notary Public, and declared specially bound and executable under the decree entered in the above case and ordered to be sold by order of court dated September 2, 1933, for the recovery of the sum of Rs. 2,558, and interest on Rs. 1,500 at 12 per cent. per annum from August 8 to September 20, 1932, and thereafter at 9 per cent. per annum, costs of suit, Fiscal's fees and charges, and poundage :—

All that allotment of land called and known as Kalitharai, with coconut trees and other plantations thereon, situate at Sampaltivu in town division, Trincomalee District, Eastern Province; bounded on the north-east by land of S. Muhamathu Madar, south-east by land of the heirs of Sanmugampillai and lane, south-west by land of Neinakhan Marakar, north west by land of V. Kathirkaman; extent 3 acres 1 rood and 8 $\frac{64}{100}$ perches.

V. A. JOSEPH-CHELVARETNAM,
Deputy Fiscal's Office, for Deputy Fiscal.
Trincomalee, September 11, 1933.

North-Western Province.

In the District Court of Colombo.

M. P. S. Palaniappa Chettiar of Sea street, Colombo Plaintiff.

No. 17,348. Vs.

(1) Meeratam Archi, widow of the late A. R. A. L. Alagappa Chettiar, (2) A. R. A. L. Suppiraman Chettiar, and (3) A. R. A. L. Saminadan Chettiar, presently of Madampe Defendants.

NOTICE is hereby given that on Tuesday, October 24, 1933, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 7,290, together with the sum of Rs. 1,760 being arrears of interest, with further interest at the legal rate on the said sum of Rs. 7,290 from July 16, 1930, till payment in full, and costs of suit and poundage, viz. :—

All that allotment of land called Yayeidama (lot D), situate at Kakkapalliya in Munnessaram pattu of Pitigal korale north in the District of Chilaw, North-Western Province; and bounded on the north by lots E and F in plan No. 1,328 and a path, east by high road to Chilaw, south by lot C in plan No. 1,328, and west by lake; containing in extent 16 acres 1 rood and 5 $\frac{38}{100}$ perches, with the buildings and plantations standing thereon.

Deputy Fiscal's Office, F. G. DALPETHADO,
Chilaw, September 19, 1933. Deputy Fiscal.

23
Province of Uva.

In the Court of Requests of Badulla-Haldummulla.

Manikkubadaturage Wattuhara of Bandarawela. Plaintiff.

No. 6,110

Kandebaduge Migel Fernando of Diyalagoda, Mag-gona. Defendant.

NOTICE is hereby given that on Friday, October 20, 1933, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 292, with interest at 12 per cent. per annum thereon from June 30, 1932, till September 6, 1932, and thereafter, with legal interest at 9 per cent. per annum till payment in full, and costs Rs. 26.25, viz. :—

An undivided $\frac{1}{2}$ share of the soil and trees in the eastern portion of Ulpothawatta, situated at Bandarawela in Mahapalata korale of Udakinda division, Badulla District, Province of Uva; and bounded on the north by patana and a ditch, south by Ulpattekumbura and ela, east by patana belonging to Government and a ditch, and on the west by a ditch; and containing in extent $3\frac{1}{2}$ kurunies of kurakkan sowing.

Fiscal's Office, J. W. GOONEWARDENE,
Badulla, September 18, 1933. for Fiscal.

39. In the District Court of Colombo.

(1) Kotalawalage Dona Cecilia Hamene, wife of (2) M. M. James Wijeye Bandara, both of Borella, Colombo. Plaintiffs.

No. 10,20

Dodanpahala Welleliyana Mahagardiyawasan Jayasooriya and Alred Simon Fernando Weerasooriya of Haputale town. Defendant.

NOTICE is hereby given that on Saturday, October 21, 1933, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of sum of Rs. 527.33, together with interest on Rs. 500 at 5 per cent. per annum from July 11, 1927, to April 19, 1929, and thereafter on the aggregate amount of the decree at 9 per centum per annum till payment in full, viz. :—

1. An undivided portion equal to $\frac{1}{2}$ part or share, together with trees, plantations, buildings standing thereon from and out of all that land called Meda Arawa, situated at Yahalabedda in Haputale Udakinda Mahapalata, in the District of Badulla in the Province of Uva; bounded on the north by land belonging to the subjects, east by land belonging to the subject Diyakadurugaha and the lot No. 7,467 appearing in plan No. 2,352, south by lot No. 7,467 and road reservation, and on the west by the road reservation; containing in extent within the boundaries 4 acres 2 roods and 21 perches.

2. An undivided portion equal to $\frac{1}{2}$ part or share, together with plantations, trees, and everything standing thereon from and out of the land called Meda Arawewatta, situated at Yahalabedda in Haputale aforesaid; bounded on the north by the drain of the land belonging to Kiribanda, east by kandura, south by the road leading to the fields and a portion of this land, and on the west by embankment and Dewewatta; containing in extent about 6 kurunies of kurakkan sowing.

Fiscal's Office, J. W. GOONEWARDENE,
Badulla, September 18, 1933. for Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Gertrude Mary Lucy Remington of 31, Hogarth road, South Kensington, in the County of London, England, widow, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on September 18, 1933, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Willoughby Greaves Beauchamp of Colombo; and (1) the affidavit of the said petitioner dated September 15, 1933, (2) the power of attorney dated August 8, 1933, and (3) the order of the

Supreme Court dated September 13, 1933, having been read: It is ordered that the will of the said Gertrude Mary Lucy Remington, deceased, dated November 9, 1932, a certified copy of which under the seal of His Majesty's High Court of Justice 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 Willoughby Greaves Beauchamp is the attorney in Ceylon of the executors named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 28, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 18, 1933. G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Idroos Lebbe Maraikar Pathumuttu, wife of Wappu Maraikar Alim Ahamed of 166, Old Moor street, Colombo, deceased.

No. 6,533. Wappu Maraikar Alim Ahamed of 166, Old Moor street, Colombo. Plaintiff.

And (1) Ahamed Mohamed Mohideen, (2) Ahamed Mohamed Haniffa, both of 166, Old Moor street, Colombo. Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on August 21, 1933, in the presence of Mr. M. M. Abdul Raheem, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 1, 1933, 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 September 28, 1933, show sufficient cause to the satisfaction of the court to the contrary.

August 21, 1933. G. C. THAMBYAH,
District Judge.

In the District Court of Colombo:

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Charles Henry Shaw of Rampsbeck, Ullswater Penrith, in the County of Cumberland, deceased.

No. 6,561. THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on September 14, 1933, in the presence of Messrs. Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Mr. Leonard Gordon Stretch of Colombo; and the affidavit of the said petitioner dated September 7, 1933, exemplification of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated August 25, 1933, having been read: It is ordered that the will of the said deceased dated January 14, 1932, of which an exemplification of probate has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executors named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before September 28, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 14, 1933. G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Alice Louisa Earle, formerly of Granmore Hall Shepton Mallet, Somerset, but late of Maunsel Grange, Bridgwater, Somerset, widow, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on September 14, 1933, in the presence of Messrs. Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Mr. John Wallace Cotton of Koslanda Group, Koslanda; and the

affidavit of the said petitioner dated September 7, 1933, exemplification of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated August 25, 1933, having been read : It is ordered that the will of the said deceased dated December 21, 1928, of which an exemplification of probate has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executors named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before September 28, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 14, 1933. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Frederick William No. 6,568 N.T. Saunders, late of 13, Moscow Mansions, Cromwell road, Kensington, in the County of Middlesex, England, and The East India United Service Club, 16, Saint James Square, in the County of London, England, Lieutenant-Colonel in The Royal Engineers, Retired, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on September 18, 1933, in the presence of James F. van Langenberg, Proctor, on the part of the petitioner, Stanley Frederick de Saram of Colombo; and (1) the affidavit of the said petitioner dated September 15, 1933, (2) the power of attorney dated July 19, 1933, and (3) the order of the Supreme Court dated September 13, 1933, having been read : It is ordered that the will of the said Frederick William Saunders, deceased, dated November 7, 1924, an exemplification of which under the seal of His Majesty's High Court of Justice 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 Stanley Frederick de Saram is the attorney in Ceylon of the executors named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 28, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 18, 1933. G. C. THAMBYAH, District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kawanna Ibrahim Saibo, deceased, of No. 5,176. Andakulam Pudukota State, South India.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on September 6, 1933, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner, Kawanna Yeena Mohamadu Ibrahim Saibo; and the affidavit of the said petitioner dated July 4, 1933, order of the Supreme Court dated January 24, 1933, and the power of attorney dated June 24, 1932, having been read :

It is ordered that the petitioner, as the attorney of Ibrahim Bibi Ammal, the widow 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) Ibrahim Bibi Ammal, (2) Kawanna Yeena Mohamadu Meera, (3) Kawanna Yeena Seyadu Mohamadu, (4) Kawanna Yeena Mohamadu Cassim, (5) Mariam Bibi, (6) Pathumma Bibi, (7) Jamila Beebi, the 7th respondent above named by her guardian *ad litem* the 1st respondent above named, shall, on or before October 2, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 6, 1933. R. F. DIAS, District Judge.

22 In the District Court of Galle. Order Nisi.

29 16.00 Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late Mohamado Lebbe Marickar Hajiar No. 220. Hajara Umma, deceased, of Dangedara, Galle.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on June 26, 1933, in the presence of Mr. M. Abubacker Azeez, Proctor, on the part of the petitioner, Aliya Marickar Sainambu Natchia of Dangedara; and the affidavit of the said petitioner dated June 20, 1933, having been read :

It is declared that the said petitioner, as mother of the deceased above named, is entitled to have administration issued to her accordingly, unless the respondents, (1) Abdul Rasheed Mohamed Hassen, (2) M. L. M. Hadjar Amira Umma, (3) M. L. M. H. Kadija Umma, (4) M. L. M. H. Fathuma Umma, all of Dangedara, shall, on or before September 27, 1933, show sufficient cause to the satisfaction of this court to the contrary.

June 26, 1933. T. W. ROBERTS, District Judge.

30 In the District Court of Jaffna.

Order Nisi for Letters.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late V. Arumugam Mailvaganam of No. 8,199. Vannarponnai East, Jaffna, deceased.

Sivakumari, widow of V. Arumugam Mailvaganam of Vannarponnai East, Jaffna Petitioner. Vs.

(1) Achchiammal alias Manonmanny, daughter of Mailvaganam, (2) Retnam, daughter of Mailvaganam, (3) Paranthaman, son of Mailvaganam, (4) Annam, daughter of Mailvaganam, all of ditto, minors appearing by their guardian *ad litem* (5) V. Arumugam Thillainathan, presently of Railway Dispensary, Baseline road, Maradana. Respondents.

THIS matter of the petition of the above named petitioner, coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on July 3, 1933, in the presence of Mr. K. Aiyadurai, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read :

It is ordered and declared that letters of administration to the estate of the above-named deceased be granted to her as the lawful widow of the deceased and same issued to her accordingly, unless the above-named respondents shall, on or before August 9, 1933, show sufficient cause to the satisfaction of this court to the contrary.

July 29, 1933. D. H. BALFOUR, District Judge. Extended to September 27, 1933.

26 In the District Court of Jaffna.

Order Nisi.

16.00 Testamentary In the Matter of the Estate of Aloysius Jurisdiction. Gonseka Boudewyn of Kuala Lumpur, No. 8,106. F. M. S., late of Jaffna, deceased.

Frederick Charles Boudewyn of Jaffna town .. Petitioner. Vs.

(1) Lucy Angelina Boudewyn of Kuala Lumpur, F. M. S., (2) Floris Earnestine Boudewyn of ditto, (3) Bertha Josephine Boudewyn of ditto .. Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on May 4, 1933, in the presence of Mr. C. C. Somasegaram, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read :

It is ordered that the petitioner be and he is hereby declared, as the next of kin of the said deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 9, 1933, show sufficient cause to the satisfaction of this court to the contrary.

May 18, 1933. D. H. BALFOUR, District Judge.

Order Nisi extended for October 6, 1933.

D. H. BALFOUR, District Judge.

21

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the late Sinnatangam, wife
Jurisdiction. of Sangarapillai Sinnatamby of Suthu-
No. 8,226. malai, deceased.

Perurampillai Siniyah and wife, Nagamuttu of Suthu-
malai Petitioners.
Vs.

Nagappan Kulantaimamby and 8 others of Suthu-
malai Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on February 21, 1933, in the presence of Mr. P. K. Somasundaram, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 21, 1933, having been read: It is declared that the 2nd petitioner is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before September 25, 1933, show sufficient cause.

September 13, 1933.

D. H. BALFOUR,
District Judge.

34

In the District Court of Jaffna.

Order Nisi for Letters.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Nagamuttu, wife of Arumugam Elia-
No. 8,301. thamby of Vannarponnai East, deceased.

Arumugam Elaiyathamby of Vannarponnai East. Petitioner.
Vs.

(1) Sellakkandu, daughter of Arumugam Eliathamby of ditto, (2) Annapoorany, daughter of Arumugam Eliathamby of ditto, (3) Poomany, daughter of Arumugam Elaiyathamby of ditto, (4) Elaiyathamby Selvaretnam of ditto, (5) Kamaladevi, daughter of Arumugam Elaiyathamby of ditto, (6) Ambalavanar Ponnambalam of ditto; the 1-5 respondents are minors appearing by their guardian *ad litem* the 6th respondent Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on June 16, 1933, in the presence of Mr. C. C. Somasegaram, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered and declared that letters of administration to the estate of the above-named deceased be granted to the petitioners as the lawful husband of the deceased and same issued to him accordingly, unless the above-named respondents shall, on or before July 14, 1933, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

June 26, 1933.

D. H. BALFOUR,
District Judge.*Order Nisi* extended for September 29, 1933.K. K.,
A. D. J.

26

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Kanthar Simatambar of Alavetty,
No. 8,305. deceased.

Simatambar Murugesapillai of Alavetty Petitioner.
Vs.

(1) Murugesar Annalathamar and wife (2) Chellachchip-
pillai of Alavetty Respondents.

THIS matter of the petition of the petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before D. H. Balfour, Esq., District Judge, in the presence of Mr. M. Vythialingam, Proctor, on the part of the petitioner; and the affidavit of the petitioner, having been read: It is declared that the petitioner is the lawful heir of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before May 31, 1933, show sufficient cause to the satisfaction of this court to the contrary.

April 5, 1933.

D. H. BALFOUR,
District Judge.

Time to show cause extended till September 29, 1933.

D. H. BALFOUR,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Vadivampikaiammah, wife of Eliya-
No. 8,327. thamby, Visuvanather of Chuthumalai
deceased.

Elaiyathamby Visuvanather Petitioner.
Vs.

(1) Visuvanather Seevaretnam of Chuthumalai,
(2) Muttu Elaiyathamby of ditto, guardian *ad litem*
over the minor, the 1st respondent Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on August 11, 1933, in the presence of Mr. P. K. Somasundaram, Proctor, for the petitioner: It is declared 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 other persons shall, on or before September 8, 1933, show sufficient cause.

August 19, 1933.

S. RODRIGO,
District Judge.

Extended to September 29, 1933.

S. RODRIGO,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Bastiampillai Avurampillai of Karaiyoor,
No. 8,385. in Jaffna, deceased.

Avurampillai Manuel of Karaiyoor, Jaffna Petitioner.
Vs.

Bastiampillai Fernando Dominie of the Society of
St. Joseph lay Brothers, Ilavalai Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Jaffna, on July 17, 1933, in the presence of Mr. C. C. Somasegaram, Proctor, on the part of the petitioner and the petition; and affidavit of the petitioner having been read:

It is ordered that the petitioner be and he is hereby declared entitled to have letters of administration to the estate of the said intestate issued to him as the next of kin of the said deceased, unless the respondents shall, on or before August 9, 1933, show sufficient cause to the satisfaction of this court to the contrary.

July 17/25, 1933.

D. H. BALFOUR,
District Judge.*Order Nisi* extended for September 27, 1933.K. K.
D. J.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the
No. 8,411. late Sithamparanathar Coomarasamy
deceased.

Coomarasamy Sundaram of Karanavai South .. Petitioner.
Vs.

(1) Chinnattangam, widow of Coomarasamy, (2)
Coomarasamy Sathasivam, (3) Coomarasamy
Suppramaniam, (4) Arumugam Ponnambalam
and wife (5) Walliammai, all of Karanavai
South Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, Sithamparanathar Coomarasamy, coming on for disposal before S. Rodrigo, Esq., Additional District Judge, Jaffna, on September 7, 1933, in the presence of Mr. S. Subramaniam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated August 27, 1933, having been read: It is declared that the petitioner is one of the heirs of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before September 29, 1933, show sufficient cause to the satisfaction of this court to the contrary.

September 12, 1933.

D. H. BALFOUR,
District Judge.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
No. B 922. Otumbegedera Marasinghe Mudiyanse-

lage Vidane of Kotawera in Dehiwini-
palata, deceased.

Otumbegedera Tennakoon Mudiyanse-lage Heen Menika
of Kotawera Petitioner.

And

(1) Otumbegedera Marasinghe Mudiyanse-lage Rudu
Banda, *act* 19, (2) ditto Bandara Menika, *act* 13,
both of Kotawera, minors, by their guardian *ad litem*
(3) Otumbegedera Jayasekera Mudiyanse-lage Banda
of Kotawera Respondents.

THIS matter coming on for disposal before Joseph
Nalliah Arumugam, Esq., District Judge, Badulla, on

August 23, 1933, in the presence of Messrs. H. J. and W. L. Pinto, Proctors, on the part of the petitioner above named and her petition dated August 23, 1933; and affidavit dated August 10, 1933, having been read: It is hereby ordered that the petitioner be and she is hereby declared entitled, as the widow of the deceased above named, to administer the estate of the said deceased, and to have letters of administration issued to her accordingly, unless the respondents above named or any persons lawfully interested herein shall, on or before September 27, 1933, show sufficient cause to the satisfaction of this court to the contrary.

August 23, 1933.

J. N. ARUMUGAM,
District Judge.

DRAFT ORDINANCES.

MINUTE.

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

CF 64/26

An Ordinance to provide for the establishment of the Ceylon Royal Naval Volunteer Reserve.

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

Short title and
commencement.

1 This Ordinance may be cited as the Ceylon Royal Naval
Volunteer Reserve Ordinance, No. of 193 , and shall
come into operation on such date as the Governor by procla-
mation in the Gazette shall appoint.

Governor may
raise body
of officers
and men.

2 In accordance with the provisions of the Colonial Naval
Defence Act, 1931, of the Imperial Parliament, and with the
approval of His Majesty in Council as therein provided the
Governor may by proclamation raise a body of officers and
men to be entered on the terms of being liable—

- (a) to serve as ordered in any vessel provided and main-
tained for the purposes of this Ordinance ;
- (b) to perform such other duties as the Governor by regu-
lation may prescribe ;
- (c) to general service in the Royal Navy in emergency.

Body to form
part of the
Royal Naval
Volunteer
Reserve.

3 Such body of officers and men shall form part of the
Royal Naval Volunteer Reserve constituted under the Naval
Forces Act, 1903, of the Imperial Parliament under the
designation of the Ceylon Royal Naval Volunteer Reserve
(hereinafter referred to as " the Reserve ") and the Governor
may offer to place the whole or any number of such officers
and men at His Majesty's disposal for general service in the
Royal Navy.

Reserve to be
maintained at
expense of
this Island.
Period of
service.

4 The Reserve shall be maintained at the expense of the
Island of Ceylon out of moneys provided by the State Council.

5 Every member of the Reserve shall be entered for a
term of three years, and shall during such term be subject to
the provisions of this Ordinance, and at the expiration of
every third year of the period of his service as a volunteer he
shall be entitled to claim his discharge.

Instruction.

6 The Governor may cause any member of the Reserve
to be instructed, trained and exercised on shore or on board
any ship or vessel, or partly on shore and partly on board any
ship or vessel, within or without the limits of this Island,
whether belonging to this Island or not.

Reserve to
consist of units.

7 The Reserve shall consist of such units as the Governor
may by notification in the Gazette appoint.

Member to be
British subject.

8 Every member of the Reserve must be a British subject
between the ages of eighteen and fifty.

Constitution of
Reserve.

9 The Reserve shall consist of such numbers of officers,
warrant officers, petty officers, and men as the Governor may
decide. The officers of the Reserve shall be commissioned by
the Governor, and such commissions shall not be deemed to be
vacated by the death or retirement from office of the Governor
by whom the same were issued.

Governor may
dispense with
services.

10 The Governor may at any time dispense with the
services of any officer or member of the Reserve.

11 (1) All enactments and regulations for the time being in force for the enforcement of discipline in the Royal Navy shall apply to the officers and men of the Reserve during such period as they are under instruction, training or exercise, whether afloat or ashore, within or without the limits of this Island, or during such periods as they are in actual service.

Enactments and Regulations in force in Royal Navy to apply to Reserve.

(2) The government, organization, administration and training of, and the conditions of service in the Reserve shall be prescribed by regulations made by the Governor. Such regulations may in particular provide for the appointment of commissioned, warrant and petty officers to train and command, or to serve as officers with the men of the Reserve, whether ashore or afloat, and for the calling into actual service of the officers and men of the Reserve.

Organization, conditions of service, &c., to be prescribed by Regulations.

(3) For the purposes of this section the term "actual service" shall have the same meaning as in the Royal Naval Reserve Volunteer Act, 1859, of the Imperial Parliament, as incorporated in the Naval Forces Act, 1903, of the Imperial Parliament.

Definition of "actual service".
22 Vict., c. 40.
3 Ed. VII., c. 6.

12 The whole or any part of the Reserve shall at all times be liable to be employed on active service against an enemy anywhere within or without the limits of this Island, or for the prevention or suppression of internal disorder within this Island.

Liability for active service.

13 (1) In time of war or strained relations the Governor may issue orders and instructions—

Governor may issue orders and instructions in time of war, &c.

- (a) forbidding or restricting in any way he may think fit all entrance to or egress of vessels from a port ;
- (b) forbidding or restricting in any way he may think fit the movement of vessels when within the limits of a port ;
- (c) for the examination of all vessels seeking to enter or leave a port or being within a port ;
- (d) for the taking of such other steps as may be thought necessary or desirable for securing the safety of a port, or otherwise, for the purposes of defence.

(2) For the purposes of this section the term "port" shall include in addition to the ordinary limits of the port, such other area, by land or sea, as the Governor may assign to any port for the said purposes.

Definition of "port".

(3) The Governor may delegate to any person or persons the execution or furtherance of any orders or instructions issued under this section.

Delegation of Governor's powers.

14 Any person who wilfully obstructs any portion of the Reserve or any officer or man thereof in the proper performance of any service or duty under this Ordinance shall be guilty of an offence.

Obstructing reservists.

15 Any person who—

- (a) agrees with, or induces or attempts to induce any officer or man of the Reserve to neglect or to act in conflict with his duty as an officer or man of the Reserve ; or
- (b) who is a party to, or aids or abets, or incites to the commission of, any act whereby any lawful order given to any officer or man of the Reserve or any law or regulation with which it is the duty of any officer or man of the Reserve to comply may be evaded or infringed ; or
- (c) who supplies or is a party to supplying any officer or man of the Reserve with intoxicating liquor when such officer or man is on duty and prohibited under regulations or instructions from receiving or taking intoxicating liquor ; shall be guilty of an offence.

Aiding or inducing member of Reserve to dereliction of duty.

16 Any officer or man of the Reserve who fails without just cause (the proof whereof shall lie upon him) to attend at any time or place appointed for instruction, training or exercise shall be guilty of an offence.

Failure to attend training in Reserve.

17 Any officer or man of the Reserve who, without proper authority and permission, gives, sells, pledges, lends, or otherwise disposes of any arms, ammunition, accoutrements, clothing, supplies or any other article entrusted to or held by him for the service of the Reserve shall be guilty of an offence, and, in addition to any other penalty which may be imposed under this Ordinance he may be ordered by the court convicting him to make good the loss or deficiency caused by such gift, sale, pledge, loan or other disposition.

Wrongful disposal of property.

Wrongful retention of property.

18 Any person who on discharge from the Reserve fails or neglects to render up any arms, ammunition, accoutrement, clothing, supplies or other article supplied to him as an officer or man of the Reserve on demand being made to him by the proper authority shall be guilty of an offence, and in addition to any other penalty which may be imposed under this Ordinance he may be ordered by the court convicting him to make good the loss or deficiency caused by such failure or neglect.

Penalties.

19 (1) Any person who is guilty of an offence against the provisions of this Ordinance shall be liable on summary conviction to a fine not exceeding five hundred rupees, and in default of payment, to imprisonment of either description for a term not exceeding three months.

(2) Any officer or man of the Reserve who is convicted of an offence under section 16 of this Ordinance may, in addition to or in lieu of any other penalty, be committed to detention at any depôt, training camp or station of the Reserve, for the purpose of undergoing instruction, training or exercise during such detention; and any officer or man of the Reserve who, having been committed to detention under this sub-section escapes therefrom or fails to return thereto or fails properly to carry out the instruction, training or exercise given under such detention, shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding one month: Provided that in the committal of an offender to detention under this sub-section the period of detention shall not necessarily be continuous, nor shall it exceed in any one sentence of commitment, a total number of days' detention in excess of twice the total number of days on which the instruction, training or exercise should originally have been attended by such officer or man.

Regulations.

20 The Governor may make regulations relating to all or any of the following matters or things, namely:—

- (a) the numerical establishments of units of the Reserve, and the grades, ranks and appointments therein;
- (b) the training and inspection of the Reserve, the formation of training camps, the establishment of depôts or stations of the Reserve, and the holding of manœuvres for the Reserve;
- (c) the attendance at courses of instruction of officers or men of the Reserve;
- (d) the seniority of officers of the Reserve, and the appointment to, promotion to and tenure of commissioned or non-commissioned rank in the Reserve;
- (e) the conditions as to physical fitness and efficiency on which officers and men of the Reserve may continue to serve in the Reserve after completing their first term of service;
- (f) the requisition of goods or accommodation in time of war or strained relations;
- (g) the issue and care of arms, accoutrements, ammunition, supplies, clothing, and equipment for officers or men of the Reserve;
- (h) returns, books, forms and correspondence relating to the Reserve;
- (i) the establishment and conduct of institutions for providing recreation and refreshment to officers or men of the Reserve;
- (j) generally for the better carrying out of the provisions of this Ordinance.

Objects and Reasons.

This Bill is designed to authorize the raising and maintenance of a body of naval volunteers, consisting of officers and men who could be trained primarily in mine-sweeping, so that they may in time of war keep the approaches to local harbours free from the danger consequent on mines that may be laid by an enemy power. Considering the commercial importance of Colombo and the volume of its shipping it is desirable that responsibility in this respect should be assumed by a force whose principal duty will be to sweep for mines in Ceylon waters where its presence could be ensured in time of need. Since the proposal for the formation of such a force was first made a commencement in mine sweeping practice has been made with the crew of the Government ship "Nautilus" but for the success of such training and in the interests of efficiency it is necessary that those engaged in this hard and dangerous duty should be subjected to regular naval discipline, and it is besides reasonable that these men should when so employed enjoy the prestige and status of membership in a recognized combatant force.

2. The proposed force is to be known as the Ceylon Royal Naval Volunteer Reserve, and this Bill provides the legal machinery required for its proper constitution, control and maintenance. The Governor is permitted in accordance with the provisions of the Colonial Naval Defence Act, 1931, of the Imperial Parliament to enrol as officers and men, for a term of three years at a time, any British subject between the age of 18 and 50. The force will be subject when on actual service to the discipline of the Royal Navy and will be maintained at the public expense. Its services may be required both within and without the limit of Ceylon, but the exact duties that the force may be required to perform may be prescribed by the Governor by regulations.

3. There is besides in the Bill the provisions usual in legislation of this type, viz., penalizing those who obstruct members of the force or induce them to dereliction of duty and punishing members of the force who fail to attend training or misuse the property of the force entrusted to them. Finally it is permitted by regulations to control the affairs of the force and other incidental matters for which express provision in the Bill has not been considered necessary.

Chief Secretary's Office,
Colombo, September 12, 1933.

F. G. TYRRELL,
Chief Secretary.

MINUTE.

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

An Ordinance to amend the Tea (Control of Export) Ordinance, No. 11 of 1933.

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

1 This Ordinance may be cited as the Tea (Control of Export) Amendment Ordinance, No. of 1933.

Short title.

2 Between section 26 and section 27 of the Tea (Control of Export) Ordinance, No. 11 of 1933 (hereinafter referred to as "the principal Ordinance") the following new section 26A is inserted :—

Insertion of new section 26A in the principal Ordinance.

"26A. (1) Notwithstanding the provisions of section 26 the proprietor of a small holding shall not be entitled to receive from the Controller in respect of any period tea coupons representing the entire amount recognized therein, if the Controller decides after such inquiry as he may consider necessary that by reason of the failure of such proprietor to maintain it in proper condition such small holding is not likely to produce such amount during such period.

Adjustment in amount of tea coupons of small holders who neglect to maintain their holdings in proper condition.

(2) For the purpose of giving effect to a decision under sub-section (1) the Controller may reduce the amount of or refuse any tea coupons that such proprietor would ordinarily have been entitled to receive under the provisions of section 26.

(3) An appeal shall lie to the Board of Appeal against any decision of the Controller under sub-section (1)".

3 Section 34 of the principal Ordinance is amended as follows :—

Amendment of section 34 of the principal Ordinance.

(a) In sub-section (1) the words "period of twelve months commencing on the appointed day" are substituted for the words "year then current" in the last line.

(b) In sub-section (2) the words "fifteenth day of January" are substituted for the words "first day of November" in line 2 and the words "period of assessment" are substituted for the word "year" wherever it occurs therein.

4 Section 35 (5) of the principal Ordinance is amended by substituting the words "as soon after its publication under sub-section (4) as practicable" for the words "at the first meeting of the Council held after the date of the publication of that rule under sub-section (4)" in lines 2, 3, and 4.

Amendment of section 35 of the principal Ordinance.

Insertion of
new section 41A
in the principal
Ordinance.

Executive
Committee
may give
directions in
respect of
any matter
or thing
unprovided.

5 Between section 41 and section 42 of the principal Ordinance the following new section 41A is inserted:—

“41A. The Executive Committee may give directions in any particular case or generally, and may make rules in respect of any matter necessary for the administration of this Ordinance which is not specially provided for therein, and such directions and rules on being published in the Gazette shall have force of law.”

Objects and Reasons.

1. Clause 2 permits the Controller to alter the amount of tea in respect of which a small holder is entitled to have coupons, if the Controller is satisfied that the land is owing to neglect rendered incapable of producing such full amount of tea.

2. Clause 3 fixes with reference to the date appointed under section 22 the year in respect of which estimates of income and expenditure have to be prepared and forwarded by the Controller. It also provides that the estimates should be submitted to the Minister on the 15th day of January in each period of assessment.

3. Section 35 of the principal Ordinance requires rules published in the Gazette thereunder to be brought before the State Council at the first meeting of the Council after publication. Clause 4 permits such rules to be brought up “as soon after publication as practicable.”

4. Clause 5 empowers the Executive Committee to give directions in respect of any matter or thing unprovided for in the Ordinance.

D. S. SENANAYAKE,

Minister for Agriculture and Lands.

The Ministry of Agriculture and Lands,
Colombo, September 20, 1933.