



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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PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

## DRAFT ORDINANCES.

## MINUTE.

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

**An Ordinance to amend the Civil Procedure Code, 1889,  
with regard to arrest and imprisonment for debt.**

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

Short title.	1 This Ordinance may be cited as " The Civil Procedure Code Amendment Ordinance, 1933 ".
Repeal of section 298.	2 Section 298 of The Civil Procedure Code, 1889, is hereby repealed and the following section shall be substituted therefor :
Abolition of arrest and imprisonment for debt.	298 (1) Except as otherwise provided in this Code no warrant shall be issued for the arrest or imprisonment of a judgment-debtor, in execution of a decree or order for the payment of money.
Exceptions.	(2) If after the issue of a writ of execution the Court is satisfied on an application being made to it supported by affidavit and <i>viva voce</i> examination (should the Judge consider such examination desirable) that the judgment-debtor <ul style="list-style-type: none"> <li>(a) with intent to obstruct or delay the execution of the decree or order is about to abscond or quit the Island or with the like intent has disposed of or removed his property or any part thereof from the reach of the Fiscal or has fraudulently alienated his property or refuses or neglects to surrender his property to the Fiscal for seizure and sale ; or</li> <li>(b) is about to leave the Island under circumstances affording reasonable probability that the judgment-creditor will thereby be obstructed or delayed in the execution of the decree or order ; or</li> <li>(c) is a proctor and the decree or order is with regard to costs ordered to be paid by him on account of misconduct or is with regard to money he has been ordered to pay as an officer of the Court or is with regard to monies entrusted to or appropriated by him in his professional capacity ; or</li> <li>(d) is or was a public servant, a servant employed in a Local Government Institution, an executor, an administrator, a guardian, a curator, a manager of the estate of a lunatic or leper, a trustee or other person acting in a fiduciary capacity and the decree or order is with regard to monies appropriated by him or which came into his possession or control in any one of the aforesaid capacities ;</li> </ul> the Court may issue a warrant for the arrest of the judgment-debtor.
Notice on judgment-debtor.	(3) The Court may instead of issuing warrant as aforesaid issue a notice on the judgment-debtor calling upon him to appear before the Court on a day to be specified in the notice and to show cause why a warrant should not be issued for his arrest and imprisonment in jail.
Application by judgment-debtor.	(4) At any time after decree or order has been entered, whether an order has been made by Court for the issue of a warrant of arrest or not, the judgment-debtor may apply to Court by petition supported by affidavit, for a notice on the judgment-creditor to show cause why an order should not be made that no warrant should be issued for the arrest of the judgment-debtor or if a warrant has been issued why it should not be recalled.
Notice on judgment-creditor.	
Procedure on notice and order.	(5) Where the parties appear in Court on the notices issued under sub-sections (3) and (4) the Court shall consider the question whether a warrant should be issued for the arrest and imprisonment of the judgment-debtor and if a warrant has been issued whether it should be recalled and make such order as the justice of the case requires. In making such order the Court shall take into consideration the matters mentioned in sections 300, 301 and 311.
Procedure for arrest.	(6) Under the warrant so issued the judgment-debtor may be arrested at any hour, day or place subject to the provisions of section 365 and shall, as soon as practicable, be brought before the Court.

- Provided, firstly, that for the purpose of making an arrest under this section no dwelling house shall be entered into between 6 P.M. and 6 A.M.
- Provided, secondly, where the judgment-debtor pays the amount of the decree or order in execution of which he was arrested and the costs of the arrest to the officer arresting him, such officer shall at once release him.
- 3** Paragraph 2 of section 299 of the said Ordinance is hereby amended by interpolating the words "or at any time thereafter" between the words "in its discretion in making such decree" and the words "to order such defendant to be taken".
- 4** Section 318 of the said Code is hereby repealed and the following shall be substituted therefor :
- "318 No person shall be imprisoned in execution of a decree for a longer period than six weeks if the amount or balance due on such decree or order is not more than Rupees three hundred and for a longer period than six months if the amount or balance due is more than Rupees three hundred."
- 5** Section 365 of the said Code is hereby repealed and the following shall be substituted therefor :
- "365 Process in civil cases, whether at the suit of the Crown or individuals, shall not be served or executed between 6 P.M. and 6 A.M. nor on a Sunday or public holiday, nor on minister of religion while performing his functions in any place of worship, nor upon any individual of any congregation during the performance of public worship at any such place."
- 6** Section 366 of the said Code is hereby repealed and the following section shall be substituted therefor :
- "366 The outer door of a dwelling house or building shall not be broken open in execution of a warrant for the arrest of the person of the judgment-debtor unless such dwelling house or building is in the occupancy of the judgment-debtor and he refuses or in any way prevents access thereto but if the judgment-debtor shall have escaped or he shall have been rescued after having been duly arrested the outer door of a dwelling house or building belonging to or in the occupancy of any person whomsoever shall be broken open. If the officer authorized to make the arrest has duly gained access to any dwelling house or building, he may break open the door of any room in which he has reason to believe the judgment-debtor is to be found."
- 7** Section 367 of the said Code is hereby repealed and the following section shall be substituted therefor :
- "367 If the person executing any process under this Ordinance, directing or authorizing seizure of movable property or seeking to execute a writ by the seizure of movable property has obtained entrance into a house or building, he may unfasten or open the door of any room in which he has reason to believe any such property to be but he shall not break open the outer door of any house or building without the authority of the Court which issued the writ or the Court within whose jurisdiction the property to be seized is lying."
- 8** Section 834 of the said Code is hereby repealed and the following section shall be substituted therefor :
- "834 (1) No Judge, Magistrate or other Judicial officer shall be liable to arrest under civil process while going to, presiding in, or returning from his Court.
- (2) Where any matter is pending before any tribunal having jurisdiction therein, or believing in good faith it has jurisdiction, the parties thereto, their pleaders, recognized agents and their witnesses acting in obedience to a summons, shall be exempt from arrest under civil process other than process issued for contempt of Court, while going to or attending such tribunal for such purpose and while returning from such tribunal to their home or place of residence.
- (3) No person shall be liable to arrest or imprisonment under civil process if he is a member of the State Council or of any similar Council or of any Local Government Body during the continuance of a meeting of such Council or Body or during the continuance of the meeting of any committee of such Council or Body and of which committee

Proviso 1.

Proviso 2.

Amendment of  
Section 299.Repeal of  
Section 318.Limit of  
imprisonment.Repeal of  
Section 365.When process  
may not be  
served or  
executed.Repeal of  
Section 366.Entry into  
building when  
executing a  
warrant.Repeal of  
Section 367.Seizure of  
movable  
property.Repeal of  
Section 834.Privilege from  
arrest :  
(1) Judges.(2) Parties,  
pleaders,  
witnesses, &c.(3) Members  
of Councils or  
Local  
Government  
Bodies.

he is a member. He shall also be not liable to arrest while going to such meetings and while returning therefrom to the home or place of residence.

(4) Nothing in this section shall enable a judgment-debtor claim exemption from arrest upon a warrant specially endorsed by the Court for immediate execution."

Repeal of  
Section 836.

9 Section 836 of the said Code is hereby repealed and the following section is substituted therefor :

Illness of  
Judgment-  
debtor.

" 836 No warrant shall be issued for the arrest and imprisonment of a judgment-debtor under civil process if he is suffering from any serious illness at the time and if at any time after a warrant has been issued the Court is satisfied that the judgment-debtor is seriously ill it may cancel and recall the warrant."

Repeal of  
Section 838.

10 Section 838 of the said Code is hereby repealed and the following section is substituted therefor :

Re-arrest of  
judgment-  
debtor.

" 838 A judgment-debtor released under sections 834, 836 and 837 may be re-arrested but the period of imprisonment shall not exceed the maximum provided by this Code.

11 This Ordinance shall not affect the validity of any order made prior to its coming into operation.

*Statement of Objects and Reasons.*

1. The object of this Ordinance is to amend the Civil Procedure Code, 1889, so as to give relief to honest judgment-debtors, who from poverty and adverse circumstances are unable to pay their debts.

2. According to the existing procedure every judgment-debtor may be arrested and brought up as a matter of course and it is only after undergoing this humiliation that he is permitted to apply for his discharge.

3. The proposed amendments permit the court to notice the judgment-debtor before issuing a warrant for his arrest. The judgment-debtor too is allowed to make an application to court asking that no warrant be issued against him. This will prevent unscrupulous creditors from trying to incarcerate and humiliate honest debtors.

4. The immunity from arrest granted to judges, parties and their pleaders is extended to the recognized agents of parties as well as Members of the State Council and Local Government Bodies. The immunity granted to witnesses is made clearer. The interests of the public demand that Councillors should be protected.

5. Subject to certain exceptions the general rule has been laid down that a judgment-debtor cannot be arrested or imprisoned for debt. The law regarding dishonest debtors and persons appropriating monies entrusted to them in a fiduciary capacity is made more stringent.

6. Advantage has been taken to make certain minor amendments regarding procedure.

G. C. S. COREA,  
Member of the State Council.

Colombo, November 14, 1933.

MINUTE.

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

613/1 (S.B.)

**An Ordinance to amend The Stamp Ordinance, 1909.**

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

Short title.

1 This Ordinance may be cited as The Stamp Amendment Ordinance, No. of 1933.

Renumbering  
Chapter IX.  
and sections 84  
to 90 of the  
principal  
Ordinance.

2 Chapter IX. of the Stamp Ordinance, 1909, (hereinafter referred to as "the principal Ordinance") is renumbered Chapter X. and sections 84, 85, 86, 87, 88, 89 and 90 thereof are renumbered 85, 86, 87, 88, 89, 90 and 91 respectively.

3 The following is inserted between Chapter VIII. and renumbered Chapter X. as new Chapter IX. :—

Insertion of new Chapter IX. in the principal Ordinance.

#### CHAPTER IX.

##### *Composition for certain Stamp Duties.*

84 (1) Where any person issuing policies of insurance against accident shall in the opinion of the Commissioner of Stamps so carry on the business of such insurance as to render it impracticable or inexpedient to require that the duty specified in Part I. of Schedule B be charged and paid upon any of such policies, the Commissioner of Stamps may enter into an agreement with that person for the delivery to him of half-yearly accounts of all sums received in respect of premiums on the said last mentioned policies of insurance against accident.

(2) The agreement shall be in such form and shall contain such terms and conditions as the Commissioner of Stamps may think proper, and the person with whom the agreement is entered into shall observe the following rules besides :

- (a) Every account shall be made in such form and contain such particulars as the Commissioner of Stamps shall require, and shall be verified by affidavit.
- (b) Every account shall be a full and true account of all unstamped policies of insurance against accident issued during the half-year ending on the half-yearly day next proceeding the delivery thereof, and of all sums of money received for or in respect of such policies so issued during that half-year, and of all sums of money received and not already accounted for in respect of any other unstamped policies of insurance against accident issued at any time before the commencement of that half-year.
- (c) Accounts shall be delivered to the Commissioner of Stamps within twenty-one days after the first day of January and the first day of July.
- (d) The duty shall be paid upon the delivery of the account.

(3) After an agreement has been entered into between the Commissioner of Stamps and any person and during the period for which the agreement is in force, no policy of insurance against accident issued by that person and provided for in the agreement shall be chargeable with any duty, but in lieu of and by way of composition for that duty there shall be charged on the aggregate amount of all sums received in respect of premiums on such policies of insurance against accident a duty at the rate of five rupees per centum as a stamp duty.

(4) In the case of wilful neglect to deliver such an account as is hereby required or to pay the duty in conformity with this section, the person shall be further liable to pay as penalty a sum equal to ten rupees per centum upon the amount of duty payable, and a like penalty for every month after the first month during which the neglect continues.

(5) The duty and penalty required to be paid under this section may be recovered as if they were required to be paid under Chapter IV.

##### *Objects and Reasons.*

Every policy of insurance against accident has at present to be stamped separately under item 41 of Schedule B of the Stamp Ordinance, 1909. This method of recovering stamp duty is neither practicable nor expedient in certain methods of such insurance which it is undesirable to prevent. This amendment therefore provides a method for calculating and collecting stamp duty on half-yearly returns (to be supplied by the insurer) of policies issued during that period. The amendment is framed on the lines of the English Law in this matter.

## MINUTE.

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

973/9 (S. B.)

**An Ordinance to amend The Trusts Ordinance  
No. 9 of 1917.**

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

Short title.      **1** This Ordinance may be cited as The Trusts (Amendment) Ordinance No.      of 1933.

Amendment of Section 20 of Trusts Ordinance.      **2** Section 20 of The Trusts Ordinance No. 9 of 1917 is amended by the insertion of the following new paragraph (*ff*) between paragraph (*f*) and paragraph (*g*) thereof

“ (*ff*) In debentures issued by the Ceylon State Mortgage Bank ”.

*Statement of Objects and Reasons.*

The purpose of this Bill is to authorise trustees to invest trust funds in debentures issued by the Ceylon State Mortgage Bank.

The Treasury,  
Colombo, November 21, 1933.

W. W. WOODS,  
Financial Secretary.

## MINUTE.

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

B 886

**An Ordinance to amend the Gas Ordinance, 1869.**

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

Short title.      **1** This Ordinance may be cited as the Gas (Amendment) Ordinance, No.      of 1933.

Amendment of section 4A of the principal Ordinance.      **2** Section 4A of the Gas Ordinance, 1869, is amended by the addition of the following new sub-section (3) at the end :—

“ (3) Notwithstanding the failure to provide under the preceding sub-sections the requisite authorizations and declarations in respect of (*a*) the area under the Sanitary Board of Colombo District which was within the limits of the town of Dehiwala-Mount Lavinia and (*b*) the area now within the jurisdiction of the Urban District Council of Dehiwala-Mount Lavinia, all matters and things which such Sanitary Board or such Urban District Council or the Chairman of such Board or Council or the Colombo Gas and Water Company Limited has heretofore done or omitted to do within such areas shall, to the extent to which such acts or omissions might have been previously authorized or declared under the said sub-sections, be deemed for all purposes and in all respects to have been lawfully done or omitted as the case may be.

*Objects and Reasons.*

Under the Gas Ordinance, 1869, it was possible to confer only on municipal towns the powers necessary for the supply of gas. The Gas Ordinance, No. 15 of 1926, made it possible by proclamation to extend such powers to areas outside municipal towns and to enable certain other local authorities also to enter into the contracts necessary for the supply of gas within their respective jurisdictions. In 1929 accordingly, the Urban District Council of Dehiwala-Mount Lavinia entered into a contract with the Colombo Gas and Water Company Limited in supposed pursuance of its powers under the Ordinance of 1926. It is now clear, however, that there is no legal authority for this contract and for everything done in consequence of it, because no proclamation has been published providing in the manner contemplated by the 1926 Ordinance the necessary authorizations and declarations in respect of the area within that Urban District Council's jurisdiction.

**2.** The purpose of this Bill is to validate all things done or omitted in supposed pursuance of such a proclamation, provided they would have been lawful if a proclamation had been published in time.

CHAS. BATUWANTUDAWA,  
Minister for Local Administration.

Colombo, November 28, 1933.

**PASSED ORDINANCE.**

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

**No. 22 of 1933.**

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

F. G. TYRRELL.

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 Village Communities (Amendment) Ordinance, No. 22 of 1933. Short title.
- 2 (1) Section 6A of the Village Communities Ordinance No. 9 of 1924 (hereinafter referred to as "the principal Ordinance") is renumbered section 6A (1). Amendment of section 6A of the principal Ordinance.
- (2) After section 6A (1) of the principal Ordinance the following is added as section 6A (2) :—

" (2) Where any town or village has been brought under the operation of both this Ordinance and the Small Towns Sanitary Ordinance, 1892—

- (a) no inhabitant therein shall have power either to sign requisitions under section 8 of this Ordinance for meetings of the inhabitants of the sub-division within which it is situated or to attend or vote at any such meeting, or to be elected on the committee of any such sub-division ;
- (b) section 34 of this Ordinance shall not apply to any property whatsoever belonging to the Sanitary Board ; and
- (c) rules made under section 95 of this Ordinance or in operation by virtue of section 96 shall have force therein notwithstanding section 36 of the Small Towns Sanitary Ordinance, 1892."

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

E. W. KANNANGARA,  
Clerk to the Council.

Assented to by His Excellency the Officer Administering the Government the Fourteenth day of November, One thousand Nine hundred and Thirty-three.

C. C. WOOLLEY,  
Secretary to the Officer Administering  
the Government.

**DISTRICT AND MINOR  
COURTS NOTICES.****Destruction of Cases.**

IN terms of section 6 of Ordinance No. 12 of 1894, it is hereby notified for general information, that three months hence the valueless records of criminal cases decided in the Police Courts of Kalutara and Matugama, during the period March 15, 1926, to December 31, 1928, will be destroyed.

2. Any person interested in any record referred to above may, personally or by proctor, or by duly authenticated petition, claim upon good cause shown, that such record may not be destroyed.

Police Court,  
Kalutara, November 28, 1933.

V. E. RAJAKARIER,  
Police Magistrate.

IN terms of section 6 of the Ordinance No. 12 of 1894, amended by Ordinance No. 7 of 1905, notice is hereby given that all District Court cases starting from No. 4,233 of January, 1916, to the end of No. 6,600 ending in November 23, 1923, exclusive of actions referring to lands and appeal cases, will, three months hence, be destroyed, unless any person interested in any record, personally or by proctor, or by duly authenticated petition, claim upon good cause shown, that such record may not be destroyed.

District Court,  
Kegalla, November 22, 1933.

C. E. DE PINTO,  
District Judge.

IN terms of section 6 of the Ordinance No. 12 of 1894, amended by Ordinance No. 7 of 1905, notice is hereby given that all Court of Requests cases starting from No. 13,567 of January, 1916, to the end of No. 19,400 of November, 1923, exclusive of actions referring to lands and appeal cases, will, three months hence, be destroyed, unless any person interested in any record, personally or by proctor, or by duly authenticated petition, claim upon good cause shown, that such record may not be destroyed.

Court of Requests, C. E. DE PINTO,  
Kegalla, November 22, 1933. Commissioner of Requests.

IN terms of section 6 of the Ordinance No. 12 of 1894, amended by Ordinance No. 7 of 1905, notice is hereby given that all Police Court cases starting from No. 31,500 of the month of May, 1921, to the end of No. 34,300 of September, 1922, and No. 1 of September, 1922, to 11,440 of November, 1928, exclusive of actions referring to lands and appeal cases, will, three months hence, be destroyed, unless any person interested in any record, personally or by proctor, or by duly authenticated petition, claim upon good cause shown, that such record may not be destroyed.

Police Court,  
Kegalla, November 22, 1933.

C. E. DE PINTO,  
Police Magistrate.

10-29  
29  
16-29  
NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,548. In the matter of the insolvency of P. F. Donesekere of Pettah.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 19, 1933, to appoint an auditor.

By order of court, K. RATNASINGHAM,  
November 28, 1933. Secretary.

In the District Court of Colombo.

No. 4,579. In the matter of the insolvency of W. Wijesinghe of Pagoda Nugegoda.

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 January 23, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
November 22, 1933. Secretary.

In the District Court of Colombo.

No. 4,650. In the matter of the insolvency of T. K. M. Ahamado Jalaldeen of Borella.

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 January 23, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
November 22, 1933. Secretary.

In the District Court of Colombo.

No. 4,680. In the matter of the insolvency of Leslie Herbert Brittain of 702, Berkeley House, Colpetty, 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 January 16, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
November 22, 1933. Secretary.

In the District Court of Colombo.

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

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 19, 1933, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
November 22, 1933. Secretary.

In the District Court of Colombo.

No. 4,712. In the matter of the insolvency of Namunudewage Sampson Fernando Wijeyesekere of Turret road, Colombo.

WHEREAS the above-named Namunudewage Sampson Fernando Wijeyesekere has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by K. G. C. de Silva of Alston place, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Namunudewage Sampson Fernando Wijeyesekere insolvent accordingly; and that two public sittings of the court, to wit, on January 16, 1934, and on January 30, 1934, 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,  
November 28, 1933. Secretary.

In the District Court of Galle.

No. 676. In the matter of the insolvency of Hewawarawitige Himni Appuhamy of Donepitiya.

NOTICE is hereby given that examination of the above-named insolvent adjourned at the sitting of this court on January 25, 1934.

By order of court, L. B. CASPERSZ,  
Secretary.

In the District Court of Galle.

No. 688. In the matter of the insolvency of Thewaralannedige Govis Silva of Galle Bazaar, 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 January 16, 1934, for assignee's report.

By order of court, P. E. S. DHARMASEKHIARA,  
November 28, 1933. Acting Secretary.

In the District Court of Galle.

No. 691. In the matter of the insolvency of Sarling de Zoysa Gunasekera of Dewapatiraja College, Ratgama.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 19, 1933, for assignee's report.

By order of court, L. B. CASPERSZ,  
November 24, 1933. Secretary.

In the District Court of Matara.

Insolvency In the matter of the insolvency of Count de Case No. 85. Mauny of Weligama.

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,  
November 23, 1933. Secretary.

In the District Court of Matara.

Insolvency In the matter of the insolvency of Joseph Case No. 107. Edirisingha of Talalla.

WHEREAS Joseph Edirisingha of Talalla has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Tahandawaduge Charles de Silva of Gandora, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Joseph Edirisingha insolvent accordingly; and that two public sittings of the court, to wit, on December 8, 1933, and January 9, 1934, 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 required to take notice.

By order of court, R. MALALGODA,  
November 2, 1933. Secretary.

In the District Court of Chilaw.

Case No. 35/L. In the matter of the insolvency of Omaru Lebbe Marikar Senudeen, presently of Bazaar street, Chilaw.

NOTICE is hereby given that the second sitting of this court in the above matter has been fixed for December 14, 1933, at 10 A.M.

By order of court, S. P. STOUTER,  
October 9/November 27, 1933. Secretary.



## NOTICES OF FISCALS' SALES.

## Western Province. 31

In the District Court of Colombo.

K. M. N. N. S. Saminathan Chettiar of Sea street,  
Colombo ..... Plaintiff.  
No. 38,153. Vs.

(2) E. L. Mack, presently of Thimbirigasyaya road,  
Colombo ..... Defendants.

NOTICE is hereby given that on Thursday, January 11, 1934, at 3 p.m., will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 3,095.75, with interest on Rs. 3,000 at 15 per cent. per annum from May 20, 1930, till June 30, 1930, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, less a sum of Rs. 2,236.25, viz. :—

All that allotment of land called Aratchigewattakebella, Aratchigewatta *alias* Annasiwatta bearing assessment Nos. 557/123, 557a/123 (1), and 558/124, Thimbirigasyaya road, Colombo; within the Municipality and in the District of Colombo, Western Province; and bounded on the north by Ambagahawattaowita of A. Joronis Dabare bearing assessment No. 121, east by property of L. Don Belenis and others bearing assessment No. 559a/124, south by premises of Clovis de Silva bearing assessment No. 443a/20 and Thimbirigasyaya road, and on the west by premises of Christian Dabare, now of M. S. Perera bearing assessment No. 556/122; containing in extent 3 roods and 7 perches, now presently No. 325 and cadjan house, and registered in A 195/289.

Fiscal's Office,  
Colombo, November 29, 1933.

CARL E. ARNDT,  
Deputy Fiscal.

In the District Court of Colombo.

M. G. Karunaratne & Co., Colombo ..... Plaintiffs.  
No. 43,387. Vs.

(1) Mrs. A. W. Perera of Old Kolonnawa road,  
Dematagoda, and another ..... Defendants.

NOTICE is hereby given that on Monday, January 8, 1934, at 3 p.m., 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 the sum of Rs. 492.91, together with interest on Rs. 467.87 at 12 per cent. per annum from February 10, 1931, to November 20, 1931, and thereafter on the full aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of this action; taxed at Rs. 243.10, viz. :—

An undivided one-half share of all those premises bearing assessment No. 102, situated at Old Kolonnawa road within the Municipality and District of Colombo, Western Province; and bounded on the north by high road, on the east by property belonging to W. Perera, on the south by Crown land, and on the west by land belonging to Mr. Wijesinghe; and containing in extent about  $\frac{1}{2}$  an acre more or less.

Fiscal's Office,  
Colombo, November 29, 1933.

CARL E. ARNDT,  
Deputy Fiscal.

In the District Court of Colombo.

(1) Henry Erskine Watt, formerly of Ardros estate, Yatiyantota, presently in England, (2) James Anderson Ridge, formerly of Colombo, presently of Linden Cottage, Mount Harry road, Sevenoaks, Kent, England, (3) Arthur Watt of West Kilbridge, Ayrshire, Scotland, (4) Ellen Emily Ridge, formerly of Colombo, presently of Linden Cottage, Mount Harry road, Sevenoaks, Kent, England ..... Plaintiffs.

No. 53,575. Vs.

(1) Arthur Clarence Beling of the District Court, Colombo, administrator of the estate of Richard Joseph Victor de Silva Wijeyeratne, late of Colombo, deceased, (2) Richard Lionel Pereira of Anandagiri, Flower road, Colombo ..... Defendants.

NOTICE is hereby given that on Friday, January 12, 1934, at 2.30 p.m., will be sold by public auction at the

B 2

premises the following property mortgaged with the plaintiffs by bond No. 10,869 dated December 7, 1916, attested by Frederick John de Saram of Colombo, Notary Public, and in respect of deed of assignment No. 98 dated July 22, 1925, attested by A. D. Raffel of Kegalla, 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 31, 1933, for the recovery of the sum of Rs. 52,841.78, together with further interest on Rs. 45,000 at  $7\frac{1}{2}$  per cent. per annum from and including August 16, 1933, till date of decree (September 13, 1933), 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. :—

All that and those the estate plantation and premises called and known as Walahena comprising all that divided portion of Hapugahatenne estate and premises marked lot No. 4 in the plan No. 2,979 dated October 1, 1913, made by Charles P. de Silva, Licensed Surveyor and Leveller, situated in the village Thiriwanagama and Raniswela of Meda pattu of Siyane korale in the District of Colombo, Western Province, in the Island of Ceylon; bounded on the north by land claimed by A. Labuna, L. Malkekula, N. Sella, R. Ukku and others, L. Sonda, A. Salma, W. Thomisa, R. Boteju, and Jokinu Jayatilleke, on the east by lands claimed by Jokinu Jayatilleke, R. Suanda, W. Thomisa and others, Anthony Appu and Selestinahamy, on the south by lands claimed by A. Babanis Appulamy and A. Salma and lot No. 3 in the said plan, and on the west by lots Nos. 2 and 3 in the said plan and lands claimed by A. Lanthuwa, A. Podia, A. Salma, A. Labuna, and L. Malkekula; containing in extent 65 acres 2 roods and 5 perches, according to the said plan, together with all the buildings, stores, machinery, fixtures, furniture, tools, implements, cattle, and other the dead and the live stock in and upon the said estate and premises or thereto belonging or in any wise appertaining or used or enjoyed therewith, together with the full and free right and liberty of way as reserved to the said Richard Joseph Victor de Silva Wijeratne in and by deed of conveyance in his favour No. 5,206 dated March 29, 1914, and attested by Arthur William Alwis of Colombo, Notary Public, and all rights, rights of way, privileges, easements, servitudes, and appertinences whatsoever to the said estate and premises belonging or in any wise appertaining or used or enjoyed therewith and all the estate, right, title, interest, claim, and demand whatsoever of the said Richard Joseph Victor de Silva Wijeyeratne in, to, upon, or out of the same estate and premises.

Registered Colombo E 195/108.

Fiscal's Office,  
Colombo, November 29, 1933.

CARL E. ARNDT,  
Deputy Fiscal.

In the Court of Requests of Colombo.

H. D. John Pieris, Auctioneer and Broker, No. 8,  
Hulftsdorp, Colombo ..... Plaintiff.

No. 68,440. Vs.

(1) Mrs. C. A. Rodrigo and her husband (2) C. A. Rodrigo, both of Dehiwala ..... Defendants.

NOTICE is hereby given that on Friday, December 22, 1933, at 10 a.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. 281, with legal interest thereon from January 21, 1931, till payment in full, and costs of suit taxed at Rs. 81.75, to wit, Rs. 72.75 incurred costs and Rs. 9 prospective costs, less Rs. 75 paid, viz. :—

An allotment of land called Ketakelagahawatta, with the buildings standing thereon, situated at Dehiwala in the Palle pattu of Salpiti korale in the District of Colombo, Western Province (lot No. 310 in registration plan No. 1, volume 4, folio 7); and bounded on the north by lots 296, 297, and 298, east by lot 298 and village Karagampitiya, south by lots 317B, 319, and 320, and on the west by lot 309A; containing in extent 2 acres and 27 perches.

Fiscal's Office,  
Colombo, November 29, 1933.

CARL E. ARNDT,  
Deputy Fiscal.

In the District Court of Kalutara.

Ismail Lebbe Marikkar Assen Meera Lebbe Marikkar  
of Kuda Heenatiyangala, deceased ..... Plaintiff.

No. 370/12,987F. Vs.

(1) Assan Meera Lebbe Marikkar Mohammed Sali Marik-  
kar, (2) Assan Meera Lebbe Marikkar Segu Ismail  
Lebbe Marikkar, (3) Assan Meera Lebbe Marikkar  
Abdul Carim Marikkar, (4) Assan Meera Lebbe  
Marikkar Abdul Hamid Marikkar ..... Defendants.

NOTICE is hereby given that on Monday, January 8,  
1934, at 4.30 in the afternoon, will be sold by public  
auction at the premises the right, title, and interest of the  
said defendants in the following property for the recovery  
of Rs. 889.64, with interest at 4 per cent. per annum  
from May 23, 1927; to the date of payment, less Rs. 424,  
and Rs. 63.35 paid by 3rd defendant, viz. :-

All that defined portion of the soil and trees of the  
garden called Tallewatta *alias* Ambelemewatta *alias*  
Palliyewatta, together with the three boutique rooms  
thereon, situated at Welapura, Kalutara, Kalutarabadda,  
Kalutara totamune, Kalutara District, Western Province;  
bounded on the north by a portion of the same land and a  
wall belonging to Dona Prolentina Attygalla Hamine,  
east by the high road, south by a portion of the same  
land said to belong to the estate of the late Samsi Lebbo  
Marikkar Kumister, now belonging to Gabriel Appu, west  
by the rail road; containing in extent 13 $\frac{3}{4}$  perches as per  
figure of survey No. 983 dated February 4, 1908, made  
by H. O. Schamguivel, Licensed Surveyor of Kalutara.

Deputy Fiscal's Office,  
Kalutara, November 28, 1933.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Kalutara.

In the matter of Hewadewage Ranso Fernando, late  
of Kalutara ..... Plaintiff.

No. 1,812. Vs.

Kaluwadewage Martin Fernando of Desastra Kalu-  
tara ..... Defendant.

NOTICE is hereby given that on Friday, January 5,  
1934, commencing at 4.30 in the afternoon, will be sold  
by public auction at the respective premises the right, title,  
and interest of the said defendant in the following property  
for the recovery of Rs. 270.10, viz. :-

1. Undivided  $\frac{1}{2}$  share of the land called Mawataboda-  
pelawatta, situated at Kalutara South in Kalutarabadda  
in Kalutara totamune, in the District of Kalutara; and  
bounded on the north by a portion of Nelligahawatta,  
east by Mukkangewatta, south by a portion of this land,  
and west by Colombo-Galle high road; and containing  
in extent 1 rood.

2. Undivided  $\frac{1}{2}$  share of Munagahawatta, situated at  
Desastra Kalutara, in the District of Kalutara; and  
bounded on the north-west by Vondagewatta *alias* Kon-  
gahawatta, north-east by Colombo-Galle high road, south-  
east by Thembiligahawatta, south-west by Munagaha-  
watta; and containing in extent 3 roods and 37  $\frac{7}{10}$   
perches.

Deputy Fiscal's Office,  
Kalutara, November 28, 1933.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Kalutara.

In the matter of Hewadewage Ranso Fernando,  
deceased, of Kalutara. .... Plaintiff.

No. 1,812. Vs.

Mr. P. de S. Wijetunga Proctor, Hulftsdorp,  
Colombo ..... Defendant.

NOTICE is hereby given that on Monday, January 15,  
1934, commencing at 4.30 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. 309.94, less Rs. 130.25, viz. :-

1. Undivided  $\frac{1}{2}$  share of the soil and of the plantation  
standing thereon of lot No. 3 of the field called Kitulawa,  
situated at Palatota in Kalutarabadda in Kalutara tota-  
mune, in the District of Kalutara, Western Province;  
and bounded on the north by land in T. P. No. 201,523,  
east by land in T. P. No. 201,521, south by lot No. 1461  
appearing in plan No. 3,194, and west by lot No. 1 and 2;  
and containing in extent about 20 acres according to  
plan No. 60,199.

2. Undivided  $\frac{1}{2}$  share of the soil and of the trees and  
of the buildings standing thereon of Pudanapattiyawatta,  
situated at Kalutara North, in the District of Kalutara;  
and bounded on the north by Pudanapattiyawatta and  
Daniyawatta, east by ela, south by Gamagewatta *alias*  
Tuttiripitiyawatta, and west by Pansal road; and contain-  
ing in extent about 3 acres.

3. Undivided  $\frac{1}{2}$  share of the soil and of the buildings  
standing thereon of the land called Ilakkapitiyawatta,  
situated at Kalutara North, in the District of Kalutara;  
and bounded on the north by the land belonging to S. C.  
Fernando, east by Old road, south by Hunukotuwwewatta,  
and west by high road; and containing in extent about  
2 roods.

4. The soil and all things thereon of the land called  
Kottambagahawatta, situated at Kalutara North, in the  
District of Kalutara; and bounded on the north by a  
portion of this land, east by Kottambagahawatta, south  
by Kottambagahawatta, and west by seashore; and  
containing in extent 2 roods.

5. Undivided  $\frac{1}{2}$  share of the soil of the trees and of the  
buildings of the land called Munagahawatta, situated at  
Kalutara North, in the District of Kalutara; and bounded  
on the north by Munagahawatta, east by high road, south  
by Thembiligahawatta, and west by Munagahawatta;  
and containing in extent about 3 roods.

Deputy Fiscal's Office,  
Kalutara, November 28, 1933.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Colombo.

P. R. V. K. R. Vairawa Pillai of Sea street,  
Colombo ..... Plaintiff.

No. 50,047. Vs.

Sarnelis Rodrigo of Paragastota in Panadura .. Defendant.

NOTICE is hereby given that on Friday, January 19,  
1934, at 4.30 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. 734.06, with further interest on Rs. 508 at 18 per cent.  
per annum from August 30, 1932, up to the date of decree,  
October 21, 1932, and thereafter on the aggregate amount  
at 9 per cent. per annum till payment in full, and costs of  
suit, and poundage, viz. :-

Undivided half share of the soil and of the trees and of  
the twelve houses standing on the remaining portion out  
of the  $\frac{1}{2}$  western portion of the land called Ralahamige-  
watta, extent 2 roods and 2  $\frac{50}{100}$  perches appearing in  
plan No. 257 and exclusive therefrom a strip of land from  
the north-eastern corner acquired by Government; which  
said remaining portion is bounded on the north by the road  
leading to and from Ratnapura and the portion of the same  
land taken for the bus stand, east by the strip of land  
acquired by Government for the latrine and for the bus  
stand of the portion allotted to the Rasa Marikkar of this  
land, south by a portion of this land belonged to Induruwage  
Arnolis Theswa, and on the west by high road leading to  
and from Anguruwatota; and containing in extent about  
2 roods and 1 perch, and situate at Horana in Kumbuke  
pattu of Rayigam korale in the District of Kalutara.

Deputy Fiscal's Office,  
Kalutara, November 28, 1933.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Colombo.

W. Lawrence Perera of Lily avenue, Wellawatta,  
Colombo ..... Plaintiff.  
No. 33,702. Vs. <sup>R. 16.00</sup> <sub>39</sub>

Mrs. Mabel Perera of "Swarnamandira", 42nd lane,  
Wellawatta, administratrix of the estate of the  
late Kukulage Lawrence Perera of Colombo,  
deceased ..... Defendant.

NOTICE is hereby given that on Friday, December 22, 1933, at 4.30 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. 3,300, with further interest on Rs. 3,000 at 12 per cent. per annum from July 6, 1929, till date of decree, July 26, 1929, at 9 per cent. per annum till payment in full, and costs of suit, less Rs. 783, viz. :—

The right, title, and interest of K. Lawrence Perera in and to the land called Sohonkele *alias* Ambalamewela Udawatta planted with rubber, with buildings thereon, situated at Paiyagala South in Paiyagalbadda in the District of Kalutara; and bounded on the north by road to Halkandawila or road reserved for the purpose, east by the owitas (and fields) belonging to Jainuni Bastian Silva and others, south and west by fields belonging to villagers; and containing in extent 4 acres.

Deputy Fiscal's Office, H. SAMERESINGHA,  
Kalutara, November 27, 1933. Deputy Fiscal.

## Central Province.

In the Court of Requests of Kandy.

Mohamed Sharief Bai of Kandy ..... Plaintiff.  
No. 12,984. Vs. <sup>R. 16.00</sup> <sub>39</sub>

(1) P. S. M. Kiri Banda, (2) P. S. M. Kiri Banda, the  
second as executor *de son tort* of the estate of Kiri  
Menika, deceased, both of Gampola ..... Defendants.

NOTICE is hereby given that on Friday, December 22, 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. 186.12, with interest on Rs. 171.37 at 9 per cent. per annum from September 13, 1932, till payment in full, and poundage, in the following property, viz. :—

All that land called Molligodapitiyewatta *alias* Kapuwatta, situate at Ilhavature bearing assessment No. 14 in Gangapahala korale, Udapalata, in the District of Kandy, Central Province; and bounded on the north by Kallisappuhamy's land, south by the land belonging to Bambaradeniya, east by the high road, and west by the Crown land; containing in extent about 15 lahas paddy sowing, together with the tiled house standing thereon, with plantations and everything thereon.

Fiscal's Office, A. RANESINGHE,  
Kandy, November 27, 1933. Deputy Fiscal.

In the District Court of Kandy. 18

Agha Mohamed of 126, Colombo street, Kandy .. Plaintiff.  
No. 42,388. Vs. <sup>R. 10.00</sup> <sub>39</sub>

A. B. Galagoda of Padiyapelella ..... Defendant.

NOTICE is hereby given that on Tuesday, January 9, 1934, 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. 670, with legal interest on Rs. 1,420 from May 2, 1932, till payment in full, and poundage, in the following property, viz. :—

The land called Walawwewatta of about  $\frac{1}{2}$  an acre in extent, situate at Galagoda in Padiyapelella of Pallegampaha korale of Uda Hewaheta; and bounded on the east by dewata leading to fields, south by cart road, west by Veda Henaya's land, and north by kumbure galweta, with the tiled house standing thereon.

Fiscal's Office, A. RANESINGHE,  
Kandy, November 28, 1933. Deputy Fiscal.

In the District Court of Kandy.

W. B. Thegris de Silva of Ward street, Kandy ... Plaintiff.  
No. 43,531. Vs.

(1) Mrs. M. Cronenberg and (2) S. Cronenberg, both  
of No. 28, Ward street, Kandy ..... Defendants. <sup>R.</sup>

NOTICE is hereby given that on Friday, December 22, 1933, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants for the recovery of the sum of Rs. 1,034 and Rs. 95.90, amounting in all Rs. 1,129.90, and poundage, in the following property, viz. :—

The land called Longdens, situated at the head of the Kandy lake within the town, Municipality, and District of Kandy, Central Province, bearing assessment No. 2; and bounded on the north-east by lot marked B as per plan dated May 30, 1917, south-east by Uguressapitiyowela belonging to Maligawa and the Kandy lake, south-west by Ampitiya road, and north-west by the property of the heirs of Mr. Casic Chetty; and containing in extent 1 rood and 16 perches.

Fiscal's Office, A. RANESINGHE,  
Kandy, November 27, 1933. Deputy Fiscal.

In the District Court of Kandy.

(1) Suleima Lebbe Abdul Gaffoor, (2) Suleima Lebbe  
Abdul Jabbar, both of Colombo street, Kandy .. Plaintiffs.  
No. 43,642. Vs.

(1) Ahamado Lebbe's daughter, Abusa Umma, (2)  
Ahamado Lebbe's daughter, Asia Natchiya, both  
of Trincomalee street, Kandy, presently of Wata-  
puluva in Kandy ..... Defendants. <sup>R.</sup>

NOTICE is hereby given that on Friday, December 22, 1933, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendants for the recovery of the sum of Rs. 2,553 and costs Rs. 115.72, together amounting to Rs. 2,668.72, with legal interest thereon from May 3, 1933, till payment in full, and poundage, in the following property, viz. :—

Undivided forty-three sixtieth parts or shares of and in all that allotment of land, together with the houses thereon bearing former assessment Nos. 14 and 15, presently Nos. 16 and 17, situate at Trincomalee street *alias* Katugastota road, Kandy, within the town and Municipality and District of Kandy, Central Province; containing in extent 100 feet in length and 44 feet in breadth; and bounded on the east by Government land *alias* the limit of the land now belonging to Segu Meedin, south by the land and house of Meera Lebbo Marikar's wife Sellakandu *alias* now the house and premises bearing assessment No. 15 belonging to Warusa Umma, west by Sinnatamby Vidane's field *alias* now Katugastota road, and north by the limit of Dikkuru Lebbe Suleima Lebbe's garden *alias* now house and premises No. 18 now belonging to Mohideen Meera Saibo, together with a like share of everything standing thereon, and all the right, title, interest, and claim whatsoever of the said defendants in, to, upon, or out of the said several premises mortgaged by the defendants upon bond No. 2,680 dated December 19, 1930, and attested by Mr. S. A. Wijetilleke, Notary Public.

Fiscal's Office, A. RANESINGHE,  
Kandy, November 28, 1933. Deputy Fiscal.

## Southern Province.

In the District Court of Galle.

Elpitiye Acharige Babaihamy Bass of Galle, and  
others ..... Plaintiffs.  
No. 23,865. Vs.

(42) Welandawe Acharige Lokuhamy and  
others ..... Defendants.

NOTICE is hereby given that on Friday, December 22, 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 plaintiffs and defendants in the following property, viz. :—

1. *Against the plaintiffs.*—All the soil and trees of the lots marked 1A and 1B of the land called Talgahawatta, together with the buildings standing thereon, situated at Kumbalwella or Dangedara within the Four Gravets of the District of Galle, Southern Province; and bounded on the north by portion of the same land, east by lots 3,

6, 7, and 9 of the same land, south by Koki Vidanagewatta, and west by lots 21, 10, 11, 13, 14, and 2 of the same land; containing in extent 1 rood and 32.43 perches.

2. *Against the 58th and 59th defendants.*—All the soil and trees, with everything else thereon of the defined lot No. 2 of the land called Talgahawatta, situated at Kumbalwella or Dangedara aforesaid; and bounded on the north by portion of the same land marked lot 14, east by portion of the same land marked lot 1b, south by Koki Vidanagewatta, and west by lots 15 and 16 of the same land; containing in extent 0.79 perches.

3. *Against the 50th defendant.*—All the soil and trees of the defined lot No. 10 of the land called Talgahawatta, with everything else thereon, situated at Kumbalwella or Dangedara aforesaid; and bounded on the north and east by lots 1A and 1B, south by lot 11, and west by lot 21; containing in extent 8.70 perches.

4. *Against the 42nd, 43rd, and 44th defendants.*—All the soil and trees of the defined lot No. 22 of the land called Talgahawatta, with everything thereon, situated at Kumbalwella or Dangedara aforesaid; and bounded on the north, east, south, and west by lot 1A; containing in extent about 1.45 perches.

*Writ amount as follows.*—Rs. 220.83 from plaintiff and 58th and 59th defendants, Rs. 21.05 from 50th defendant, Rs. 2.59 from 42nd, 43rd, and 44th defendants.

Fiscal's Office,  
Galle, November 27, 1933.

J. R. WEERASEKERA,  
Deputy Fiscal.

In the District Court of Galle.

Dona Carlinahamy Wijewardena of Gonagala in Induruwa ..... Plaintiff.  
No. 31,498. Vs.

G. W. P. Karunatilaka of Gonagala, presently at Katupilagoda in Kurunegala ..... Defendant.

NOTICE is hereby given that on Friday, December 22, 1933, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:

1. All that undivided 1/18 part of soil and everything appertaining thereto and all the buildings built by Gonagala Manage Sadriss Appuhamy and in which he resided and standing thereon of the land called Etawalamahahena alias Etawalagodakele, situated at Gonagala in Induruwa in the B. W. korale; and bounded on the north by the road, east by land appearing in plan No. 1,254 and purchased by Henege Andrisappu, south by the land appearing in plan No. 30,078, and west by the land appearing in plan No. 1,356 and purchased by Punchihewage Adoappu, in extent 6 acres and 23/25 perches.

2. All that undivided 1/3 part of the land and everything thereon of Rilaudumullakele, situated at Gonagala in Induruwa; and bounded on the north by lot No. 21475 of P. P. 7,519, east by lot No. 22128 of P. P. 7,718 and the land claimed by natives, south by land claimed by natives, and west by lot No. 21477 of P. P. 7,519, in extent 2 acres 2 roods and 13 perches.

3. All those undivided 5/58 + 5/928 parts of the land called Waturowela, situated at Polatupalata in Kosgoda; and bounded on the north and north-east by Crown land, and the land appearing in plan No. 53,168, east and south-east by Crown land and the lands appearing in plan 53,159, and 53,168 and a road, and south-west by Crown land and land appearing in plan 53,221, west and north-west by Crown land and the land appearing in plan No. 53,171, in extent 29 acres.

4. All that the remaining soil and everything thereon exclusive of the 2 undivided allotments one in extent 15 kurunies paddy sowing and the other in extent 10 kurunies paddy sowing towards the western side of the field called Badalwela, situated at Kosgoda and bounded on the north by water-course, and on all other sides by the Crown land; containing in extent 7 acres 3 roods and 11 perches.

And that all the above-mentioned properties to be seized and sold subject to the life interest of one-half part of the said properties in favour of Bentara Maha Saminlage Podimona alias Maddumahamine of Gonagala.

Rs. 150 as costs to cover the amount of the expenses incurred and to be incurred and alimony at Rs. 75 a month from February 1, 1933, up to July 3, 1933, and writ costs Rs. 12.12, and costs of inquiry reserved.

Fiscal's Office,  
Galle, November 22, 1933.

J. R. WEERASEKERA,  
Deputy Fiscal.

In the District Court of Galle.

K. S. P. S. Kadiresan Chettiyar presently in India ..... Plaintiff.  
No. 32,469. Vs.

(1) Seinul Abdeen Mohamed Ibrahim of Dikwella, and another ..... Defendants.

NOTICE is hereby given that on Thursday, December 21, 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 defendants in the following mortgaged property for the recovery of Rs. 2,911.46, with legal interest from September 8, 1933, and cost of suit, Rs. 90.98, and poundage:—

*At Ihalaobada.*

(1) All that undivided 9/10 of 1/2 and 1/2 parts of the soil and plantations of the land called and known as Obadawatta (consisting of the allotment of land called Demataketiya depicted in T. P. 312,065 and registered in B 10/271 and the allotment of land called Nudunkomehena and Katuwehena depicted in T. P. 310,374 and registered in B 10/270 which from their situation as respects each other can be included in one survey), together with 9/10 of 1/2 and 1/2 parts of the buildings, machinery for distilling citronella and other vessels and appurtenances connected therewith, situated at Ihalaobada in West Giruwa pattu of Hambantota District; and bounded on the north by lot 3A in P. P. 212, east by lots 4, 7, and 15 in P. P. 212, south by lot 6A in P. P. 212, and west by lot 5 and 2 in P. P. 212; containing in extent (exclusive of the water-course running through the land) 46 acres 3 roods and 30 perches. Value Rs. 4,725.

A. L. M. NOOR MOHAMED,  
Deputy Fiscal's Office, Additional Deputy Fiscal.  
Tangalla, November 24, 1933.

### Province of Uva.

In the Courts of Requests of Badulla.

Hapuketiyegedera Disanayaka Mudiyanseelage Appuhamy Kankanama of Kendagolla ..... Plaintiff.  
No. 6,872. Vs.

Abdul Cador of Bazaar street, Badulla, executor *de son tort* of the estate of Kawaara Mohideen Pitche of Viharagoda ..... Defendant.

NOTICE is hereby given that on Friday, January 5, 1934, 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. 166, with legal interest thereon from November 11, 1931, till payment in full, and costs Rs. 22.58, less Rs. 100 paid:—

The tiled building bearing assessment No. 873A, together with the ground covered thereby, containing in extent 48 feet in length and 12 feet in breadth, situated at Lower street in the town of Badulla; and bounded on the north by the building bearing assessment No. 873B, east by the parapet wall separating this land, south by the building in which Najarally Ibrahim now resides, and west by the cart road.

Fiscal's Office,  
Badulla, November 23, 1933.

E. MUNASINHA,  
Deputy Fiscal.

### Province of Sabaragamuwa.

In the District Court of Colombo.

Sarnelis de Silva Gunasekera of Maradana, Colombo ..... Plaintiff.  
No. 49,385. Vs.

Assena Lebbe Abdul Latiff of Kotambe Pasyala in Veyangoda, legal representative of the estate of the late Ahamadu Lebbe Hamidu Lebbe ..... Defendant.

NOTICE is hereby given that on December 22, 1933, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:

All that divided portion of the contiguous lands called Mahakahatagahamulahena and Dimiyangahalanda marked lot A, containing in extent 43 acres 1 rood and 14 2/6 perches,

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situated at Kandapaluwa *alias* Kodupaluwa and Weniwella *alias* Weniwella *alias* Kodupaluwa in Otava panni of Beligal korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north by the portion of this land allotted to Suwaris Perera, east by another land belonging to Suwaris Perera, south by the tract of fields and west by the land belonging to M. R. W. Gunawardena, Vidane Arachchi; excluding therefrom a portion in extent 4 acres and 3 rods.

For the recovery of the sum of Rs. 8,450, with further interest on Rs. 6,500 at the rate of 15 per cent. per annum from June 23, 1932, till date of decree and thereafter, with legal interest on the whole amount adjudged till payment in full and a further sum of Rs. 325.12 being costs, less the sum of Rs. 5,764.61 already recovered by sale of mortgage property.

Deputy Fiscal's Office, J. A. F. SIRIWARDENE,  
Kegalla, November 23, 1933. Additional Deputy Fiscal.

I, CHARLES HARRISON-JONES, Fiscal for the North-Western Province, do hereby appoint S. M. Marikkar to be Marshal for the divisions of Dambadeni Udukaha North and West and Mairawati korales of Dambadeni hatpattu, Giratalana, Baladōra and Angomu korales of Devamedhi hatpattu, Karandapattu, Meddeketiya, Yatikaha, Yagampattu, Kiniyama, Katugampola, Medapattu East and West, Katugampola North and South and Pitigal korales of Katugampola hatpattu in the Kurunegala District, under the provisions of the Fiscal's Ordinance, No. 4 of 1867, for December 2, 1933, or until the resumption of duties by the permanent Marshal and authorize him to perform the duties and exercise the authority of Marshal for which this shall be his warrant.

Given under my hand at Kurunegala, this 23rd day of November, 1933.

C. HARRISON-JONES,  
Fiscal.

named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1933, show sufficient cause to the satisfaction of the court to the contrary.

October 30, 1933.

M. J. MOLLIGODDE,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Hikkaduwege Arnolis Fernando of 4, No. 6,621. Pennycuik road, Wellawatta, deceased.

Hikkaduwege Emalin Fernando of 4, Pennycuik road, Wellawatta . . . . . Petitioner.

And

(1) Hikkaduwege Premawathie Fernando, wife of (2) Dewapurage Sam Fernando, (3) Hikkaduwege Dewitt Dickman Fernando, (4) Hikkaduwege Kamalawathie Fernando, (5) ditto Agnes Fernando, (6) ditto Wijetunge Fernando, (7) ditto Anulawathie Fernando, (8) ditto Danawathie Fernando . . . . . Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 13, 1933, in the presence of Messrs. van Cuylenburg & de Witt, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 13, 1933, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 13, 1933.

G. C. THAMBYAH,  
District Judge.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Absolute in the First Instance.*

Testamentary In the Matter of the Last Will and Testament of the late Cyril F. . . . . No. 6,538. Wellawatta, deceased.

THIS matter coming on for final determination before George Crossette Thambyah, Esq., District Judge, Colombo, on August 24, 1933, in the presence of Mr. Fritz Mack, Proctor, on the part of the petitioner, Ernest Lionel Mack of Colombo; and the affidavits of (1) the said petitioner dated August 21, 1933, and (2) of the attesting notary dated August 8, 1933, having been read: And it appearing to this court that the said petitioner has established his right thereto, it is ordered that probate be issued to the said Ernest Lionel Mack of Colombo, accordingly.

Colombo, August 24, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Absolute or Discharging "Order Nisi" declaring Will proved, &c.*

Testamentary In the Matter of the Last Will and Testament of the late Simon Aloysius Goonetilleke of Mabola, deceased. No. 6,626.

THIS matter coming on for final determination before George Crossette Thambyah, Esq., District Judge of Colombo, on November 15, 1933, in the presence of Mr. G. E. G. Weeresinghe, Proctor, on the part of the petitioner, Izata Ila Mabel of Kirimetiya; and the affidavits of the said petitioner dated October 3, 1933, and of the attesting notary dated November 7, 1933, having been read:

And it appearing to this court that the said petitioner has established her right thereto; it is ordered that probate be issued to the said petitioner, Izata Ila Mabel of Kirimetiya accordingly.

November 15, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Vana Kana Vana Valliappa Chettiar, son of Karuppan Chettiar of Devakottah, Ramnad District in South India, deceased. No. 6,607.

Navanna Kana Pana Lana Palaniappa Chettiar, son of Nagappa Chettiar of No. 277, Sea street, in Colombo, attorney of Mangayarparasi Atchi, widow of the deceased above named . . . . . Petitioner.

And

(1) Valliammai and (2) Meenatchy, both of Devakottah, Ramnad District in South India . . . . . Respondents.

THIS matter coming on for disposal before M. J. Molligodde, Esq., District Judge of Colombo, on October 30, 1933, in the presence of Mr. S. Ratnakaram, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 30, 1933, and the order of the Supreme Court dated October 25, 1933, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as attorney of the widow of the above-

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Rawanna Mana Kana Karuppiappillai of Sirugudi village, Melur Taluk, Madura District, deceased. No. 6,628.

Shanmugampillai, son of Rawanna Mana Kana Karuppiappillai of Sea street, in Colombo . . . . . Petitioner.

And

(1) Sankaralingampillai, (2) Sivasankarampillai, (3) Ramasampillai, all sons of the said Rawanna Mana Kana Karuppiappillai, all of Sirugudi village, Melur Taluk in Madura District, and (4) Letchumanappillai, son of Muthukaruppiappillai of Kattukudipatti Tirupathur, Ramnad District, guardian *ad litem* of the minor 3rd respondent . . . . . Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 16, 1933, in the presence of Mr. K. Sinnai, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 16, 1933, and the order of the Supreme Court dated November 6, 1933, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate, issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1933, show sufficient cause to the satisfaction of the court to the contrary.

November 16, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Emmanuel Joseph Fernando Pulle of  
No. 6,633. No. 9, St. Lucia's lane, Kotahena,  
deceased.

Lily Carmel Fernando Pulle *nee* Rodrigo Pullenayagam  
of St. Lucia's lane, Kotahena ..... Petitioner.

And

(1) Mary Josephine Pauline Fernando Pullo, (2) Pilippa  
Lucia Fernando Pulle, (3) Emmanuel Ambrose  
Fernando Pulle, (4) Basil Fernando Pulle, all of  
St. Lucia's lane, Kotahena, (5) Peter Rodrigo of  
Moratuwa, guardian *ad litem* of the 1st, 2nd, 3rd,  
and 4th respondents ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 21, 1933, in the presence of Mr. G. R. Motha, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 15, 1933, having been read: It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1933, show sufficient cause to the satisfaction of the court to the contrary.

November 21, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Dr. Adikaramge Charles Perera of  
No. 6,634. "Singhapura", Old Kolonnawa road,  
Dematagoda, deceased.

Willorage Rosline Perera of "Singhapura," Old  
Kolonnawa road, Dematagoda ..... Petitioner.

Vs.

(1) Adikaramge Emanuel Perera Appuhamy, (2) Adikaramge Henry Perera, (3) Adikaramge Johana Elizabeth Perera, (4) Hettikankanamage Sophia Perera, (5) Hettikankanamage Georgiana Perera, (6) Hettikankanamage Edward Perera, (7) Hettikankanamage William Perera, (8) Adikaramge Pavisitina Perera, (9) Kotigalage George Magdaline Perera, (10) K. Eagaltina Harriett Perera, (11) K. Mariya Rosline Perera, (12) K. Justin Perera ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 22, 1933, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner, Mrs. Willorage Rosline Perera of "Singhapura", Old Kolonnawa road, Dematagoda; and the affidavit of the said petitioner dated November 10, 1933, and certificate of death of the above-named deceased, having been read: It is ordered and declared that the petitioner is the widow and one of the heirs and next of kin of the deceased, and that she is entitled to have letters of administration to the intestate estate of the said deceased issued to her accordingly, unless any person or persons interested shall, on or before December 21, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 22, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Spencer Shelley of "Glenoran,"  
No. 6,635. Longhope in the County of Gloucester,  
deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 22, 1933, in the presence of Messrs. Julius & Creasy of

Colombo, Proctors, on the part of the petitioner, Mr. John Stirling Mc Intyre of Colombo; and the affidavit of the said petitioner dated November 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 October 27, 1933, having been read: It is ordered that the will of the said deceased dated June 24, 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 proving executor named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall on or before December 7, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 22, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. James William Duckworth, late of  
No. 6,643. Annington, Campbell place, Dehiwala,  
deceased.

Norman William Duckworth, Excise  
Inspector, ..... Petitioner.

And

(1) Florence Clotilda Duckworth, (2) Dittany Florence Duckworth, (3) Leonard Fitzroy Duckworth, and (4) Robert Dyce Duckworth, all of Annington, Campbell place, Dehiwala ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 27, 1933, in the presence of Mr. E. S. A. Ratnayake, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 27, 1933, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate, issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 27, 1933.

G. C. THAMBYAH,  
District Judge.

In the District Court of Negombo.

*Order Nisi declaring Will Proved.*

Testamentary In the Matter of the Last Will and  
Jurisdiction. Testament of the late Samaraweera  
No. 2,904. Mudalige Don Abilinu Senaratna  
Samaraweera of Minuwangoda,  
deceased.

Don David Karunaratna, Justice of the Peace of  
Bendiyamulla ..... Petitioner.

Vs.

(1) Don Edwin Arnold Senaratna Samaraweera of Royal College, Colombo, (2) Petikiri Arachchige Lewis Perera, Retired Assistant Inspector of Schools, Belummahara, Godagedara, Campaha, (3) Mellawa Arachchige Dona Selesthina Perera Samaraweera of Minuwangoda ..... Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on November 13, 1933, in the presence of Mr. A. V. Perera, Proctor, on the part of the petitioner; and the petition and affidavit of the said petitioner dated November 13, 1933, and November 1, 1933, respectively, and the affidavit dated November 1, 1933, of the Notary who attested the last will and the witnesses who subscribed to the said last will having been read:

It is ordered that the last will of Samaraweera Mudalige Don Abilinu Senaratna Samaraweera of Minuwangoda, deceased, dated August 31, 1933, and now deposited in this court, be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1933, show sufficient cause to the satisfaction of this court to the contrary.

2. It is further declared that the said petitioner is the executor named in the said last will and that he is entitled to have probate of the same issued to him accordingly, unless the respondents above named or any other person

or persons interested shall, on or before December 14, 1933, show sufficient cause to the satisfaction of this court to the contrary.

3. It is further ordered that the 2nd respondent above named be appointed guardian *ad litem* over the 1st respondent above named, who is a minor, for the purpose of this testamentary action, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 13, 1933.

D. H. BALFOUR,  
District Judge.

In the District Court of Kalutara.  
*Order Nisi declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Assan Meera Lebbe Marikar Abdul No. 2,567. Latiff Marikar, deceased, of Gorakana, Panadure.

THIS matter coming on for disposal before M. Bharucha, Esq., District Judge of Kalutara, on November 17, 1933, in the presence of Mr. H. M. Saheer, Proctor, on the part of the petitioner, Ahamado Latiff Marikar Zainambu Natchia of Gorakana; and the affidavit of the said petitioner dated October 28, 1933, having been read:

It is ordered that the will of Assan Meera Lebbe Marikar Abdul Latiff Marikar, deceased, dated June 14, 1933, be and the same is hereby declared proved, unless any person or persons interested shall, on or before December 15, 1933, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Ahamado Lebbe Marikar Zainambu Natchia is the executor 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 December 15, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 17, 1933.

N. M. BHARUCHA,  
District Judge.

In the District Court of Galle.  
*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Case Kumudapperuma Gunawardane Girigoris No. 7,544. de Silva, late of Patabendimulla in Ambalangoda, deceased.

Santiago Peter de Silva of Patabendimulla in Ambalangoda ..... Petitioner.

(1) Alexander Vidanalage Dona Missynona Nanayakkara, (2) Kumudapperuma Gunawardane Prathiwathie de Silva, (3) ditto Danushie Silva, all of Patabendimulla, Ambalangoda ..... Respondents.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on November 16, 1933, in the presence of Mr. H. de S. Kularatne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 16, 1933, having been read: It is ordered and decreed that the above-named petitioner, as son-in-law of the deceased above named, is entitled to have letters of administration issued to him accordingly, unless the respondents above named shall, on or before February 2, 1934, show sufficient cause to the satisfaction of this court to the contrary.

November 16, 1933.

T. W. ROBERTS,  
District Judge.

In the District Court of Galle.  
*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Nigamuni Nadoris Mendis Jayatilleka No. 7,539. of Kosgoda, deceased:

Emalie Patricia Perera Abeyguna Wickramaratna of Kosgoda ..... Petitioner.

(1) Nigamuni Wilfred Henry Mendis Jayatilleka, (2) ditto Selan Mary Mendis Jayatilleka, (3) ditto Charlotte Clara Mendis Jayatilleka, (4) ditto Benadict Titus Mendis Jayatilleka, (5) ditto Gertrude Violet Mendis Jayatilleka, all of Kosgoda ..... Respondents.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on October 12, 1933, in the presence of Mr. C. R. de Silva, Proctor, on the

part of the petitioner above named; and the affidavit of the said petitioner dated October 11, 1933, having been read:

It is ordered that the 1st respondent above named be appointed guardian *ad litem* over 4th and 5th respondents, unless the aforesaid respondents shall, on or before December 7, 1933, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered and declared that the said petitioner, as widow of the deceased above named, is entitled to have letters of administration issued to her accordingly, unless the respondents above named shall, on or before December 7, 1933, show sufficient cause to the satisfaction of this court to the contrary.

October 12, 1933.

T. W. ROBERTS,  
District Judge.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Valliammai, wife of Ampalavanar Senthamparappillai of Araly West, who died at Ipoh in the Federated Malay States, deceased. No. 8,203.

Visuvanathar Ponnampalam of Naranthanaai .. Petitioner.

Vs.

(1) Sithamparappillai Muttiah (minor), (2) Ampalavanar Sithamparappillai (guardian), both of Araly West ..... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on November 3, 1933, in the presence of Mr. S. Nagalingam, Proctor for petitioner, and the affidavit of the petitioner dated October 19, 1933, having been read:

It is ordered that letters of administration in respect of the estate of the above-named deceased be granted to the petitioner, unless the above-named respondents or any other person shall, on or before December 18, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 10, 1933.

C. COOMARASWAMY,  
District Judge.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Ponnachchy, wife of Kandappan Sittampalam Velupillai of Karavetty, deceased No. 8,392.

Kandappan Sittampalam Velupillai of Karavetty West ..... Petitioner

Vs.

(1) Sinnachchy, daughter of K. S. Velupillai, (2) Sithamparappillai Kandappu of Karavetty West. The 1st respondent is a minor by her guardian *ad litem* the 2nd respondent ..... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on November 22, 1933, in the presence of Mr. K. Muttukumaru, 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 declared entitled to take out letters of administration, as the husband of the deceased, and that letters of administration to the estate of the said Ponnachchy be issued to him, unless the respondents or any other person shall appear before this court on or before December 18, 1933, and show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1933.

C. COOMARASWAMY,  
District Judge.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Kulandaithamby Mailvaganam of Karanavai North, deceased. No. 8,402.

Mailvaganam Thamocharampillai of Karanavai North ..... Petitioner.

Vs.

(1) Parupathipillai, widow of K. Mailvaganam, (2) Mailvaganam Kandiah of Karanavai North ... Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, on October 19, 1933, in the

presence of Mr. K. Muttukumar, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner, as the son of the deceased, be declared entitled to take out letters of administration to the estate of the deceased and that letters of administration be issued to him accordingly, unless the respondents or any other person shall appear before this court on or before December 4, 1933, and show sufficient cause to the satisfaction of this court to the contrary.

October 26, 1933.

D. H. BALFOUR,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects  
Jurisdiction. of Ponniah Sivakkolundu *alias* Siva-  
No. 8,440. prakasam, late of Chithamparam in  
India, deceased.

Vinasithamby Tilliampalam of Karaitivu East. Petitioner.

Vs.

(1) Paramu Kandiah of Maduvakolle, (2) Sangarapillai Velupillai, and wife (3) Sellammah of ditto, (4) Visuvar Kandiah and his wife (5) Ledchumy, both of Karaitivu West ..... 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 C. Cumaraswamy, Esq., District Judge, Jaffna, on October 23, 1933, in the presence of Mr. P. Casipillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 17, 1933, having been read: It is declared that the petitioner, as the paternal grandfather of the said deceased, is entitled to have letters of administration to

the estate of the deceased issued to him, unless the respondents appear before this court on November 15, 1933, and show sufficient cause to the satisfaction of this court to the contrary.

November 2, 1933.

C. CUMARASWAMY,  
District Judge.

*Order Nisi* extended to December 20, 1933.

C. CUMARASWAMY,  
District Judge.

In the District Court of Trincomalee.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. of late Vyramuttu Nadarajah of Divi-  
No. 217. sion No. 2, Trincomalee, deceased.

Vyramuttu Rasiah of Division No. 2, Trincomalee ..... Petitioner.

Vs.

(1) Sivapakkiam, widow of Thiagaraja, (2) Vyramuttu Sabaratnam, (3) Rajaratnam Rasamany of Dela, Ratnapura, (4) Nadaraja Retnamma of 110, Belmont street, Colombo, (5) Vyramuttu Kanmany, (6) Vyramuttu Kanagamma ..... Respondents.

THIS matter coming on for disposal before A. R. Supramaniam, Esq., District Judge of Trincomalee, on November 9, 1933, in the presence of Mr. A. C. Canagasingham, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 7, 1933, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the eldest surviving male member of the family, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 21, 1933, show sufficient cause to the satisfaction of this court to the contrary.

November 9, 1933.

A. R. SUPRAMANIAM,  
District Judge.