



THE

# CEYLON GOVERNMENT GAZETTE

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## PART II.—LEGAL.

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## PASSED ORDINANCES.

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

## No. 38 of 1935.

An Ordinance to establish a Board for the Administration and Control of Electrical Undertakings.

R. E. STUBBS.

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 Electricity Board Establishment Ordinance, No. 38 of 1935, and shall come into operation on a date to be appointed by the Governor by proclamation in the Gazette.

Establishment of Electricity Board.

2 For the purposes of this Ordinance there shall be established a Board to be called the Electricity Board of Ceylon which shall be a body corporate with perpetual succession and a common seal.

Constitution of the Board.

3 (1) The Board shall be appointed by the Governor and shall consist of—

- (a) a Chairman nominated by the Governor ;
- (b) three persons nominated by the Executive Committee ;
- (c) the Financial Secretary or some other person deputed by the Financial Secretary from time to time to act on his behalf.

(2) The Chairman and every other member of the Board shall, upon appointment, hold office for a period of three years ; but the Governor may, notwithstanding the term of any such appointment, remove the Chairman or any other member of the Board from office at any time :

Provided that it shall be lawful for the Chairman or any other member of the Board to resign from his office on the Board at any time.

(3) A member of the Board who is absent without reasonable cause from three consecutive meetings of the Board may, by resolution of the Board passed at a meeting of which due notice has been given, be held to have vacated his office ; and upon the passing of any such resolution, the member affected by that resolution shall cease to be a member of the Board.

(4) Any person ceasing to be a member of the Board shall be eligible for re-appointment thereto.

(5) If the Chairman or any other member of the Board is likely to be unable to discharge his duties as a member of the Board for a period exceeding one month by reason of absence from the Island or ill-health or other sufficient cause, the Governor may appoint a person temporarily to act as Chairman or as a member of the Board until the resumption of duties by the Chairman or such other member.

Members of the Board to be public servants.

4 Every member of the Board shall be deemed to be a public servant within the meaning of the Ceylon Penal Code.

Right to sue and service of process.

5 (1) The Board may sue and be sued under the name and style of " The Electricity Board of Ceylon ".

(2) Service on the Board of all legal processes and notices may be effected by service on the Chairman of the Board. In civil proceedings it shall be lawful for the Chairman to sign a proxy on behalf of the Board.

Conduct of business and procedure.

6 The seal of the Board shall be authenticated by the signature of the Chairman of the Board and of some other member authorised by the Board to act in that behalf and, when so authenticated, shall be judicially noticed.

Conduct of business and procedure.

7 (1) The Chairman may summon a meeting of the Board at any time and shall summon a meeting upon receipt of a requisition therefor signed by two members of the Board or by the Chief Engineer and Manager of the Department.

(2) The Chairman shall preside at all meetings of the Board at which he is present. In the absence of the Chairman from any meeting, the members present at the meeting may elect one of their own number to preside at that meeting.

(3) Three members of the Board including the Chairman or other presiding member shall form a quorum thereof.

(4) It shall be competent for the Board to act notwithstanding any vacancy in their number.

(5) All questions shall be decided by a majority of the members voting at a meeting of the Board. The Chairman or presiding member shall have an original vote on all questions as well as a casting vote if the votes are equally divided.

(6) The Board may regulate its own procedure in any matter not provided for in this Ordinance.

8 (1) Subject to the provisions of sub-section (3), the Chairman and the other members of the Board shall receive such monthly salaries and, in addition, such fees for attendance at meetings of the Board as the Executive Committee may determine with the approval of the Governor.

Remuneration  
fees and  
allowances.

(2) Travelling expenses at rates approved by the Board shall be paid to the Chairman and every other member thereof when travelling out of Colombo on duty on behalf of the Board.

(3) No person in the employ of the Government of Ceylon shall be entitled to receive any remuneration or fee for his services on the Board other than such amount as may be allowed as travelling expenses under sub-section (2).

(4) No person shall be entitled to receive any remuneration as Chairman or as a member of the Board while another person is acting in either capacity; but a person who is appointed under section 3 (5) temporarily to act as Chairman or as a member of the Board shall be entitled to receive the remuneration payable to the person for whom he acts.

9 A person shall be disqualified from being appointed or from acting as Chairman or as a member of the Board so long as he is a member of the State Council of Ceylon:

State  
Councillors not  
entitled to serve  
on Board.

Provided that nothing in this section contained shall apply to the Financial Secretary.

10 Any member of the Board shall, if he is interested directly or indirectly in any contract which the Board has made or proposes to make, disclose to the Board the fact and nature of his interest, and shall take no part in any deliberation or decision of the Board relating to such contract and such disclosure shall be duly recorded in the minutes of the meetings of the Board.

Duty of  
member to  
disclose interest  
in contract.

11 Subject to the provisions of this Ordinance, the Board shall have full power and authority—

General powers  
and duties of  
the Board.

- (a) to take such action as the Board may deem necessary to promote, improve and develop the generation, transmission, distribution and sale of electricity in the Island;
- (b) to administer the Electricity Ordinance, 1906;
- (c) to administer and control the Department;
- (d) to conserve and harness such water-power resources of the Island as may be required in order to provide an adequate supply of electricity;
- (e) to undertake the construction and promote the development of the Aberdeen-Laxapana Hydro-Electric Works;
- (f) to generate, transmit, and distribute electricity for sale direct to the consumer or by bulk supply to licensed undertakings;
- (g) to purchase electricity from any licensed undertaking, company or person and to convey electricity so purchased for disposal as circumstances may necessitate;
- (h) to receive and disburse moneys for the accomplishment of the objects for which it is established;
- (i) to purchase and acquire the plant, equipment and property of any licensed undertaking;
- (k) to acquire and hold property both movable and immovable;
- (l) to sell, transfer, lease, mortgage or otherwise dispose of property both movable and immovable;
- (m) generally to do all such acts as may be necessary for the due exercise of the powers conferred and for due compliance with the duties imposed upon it by this Ordinance:

Provided that the power and authority conferred on the Board to sell, transfer, lease, mortgage or otherwise dispose of property both movable and immovable shall not in any case be exercised by the Board without the prior approval of the

State Council except in the case of such matters or class of matters in respect of which the State Council may by resolution authorise the Board generally to exercise such power and authority without special application for the approval of the Council.

Vesting of property in the Board.

12 All movable and immovable property in the possession or under the control of the Department at the date on which this Ordinance comes into operation shall from that date be vested in the Board for the purposes of this Ordinance.

Estimates and expenditure of the Board.

13 (1) The Board shall, on or before the thirty-first day of March in each year, present to the Executive Committee for submission to the Board of Ministers the annual budget of the Board containing—

(a) estimates of anticipated revenue and expenditure of the Board for the period of twelve months commencing on the first day of October of the year in which the estimates are so presented and ending on the thirtieth day of September of the year next succeeding that year ;

(b) a report on the administration of the electrical undertakings of the Board with audited accounts and statistics together with proposals for the disposal or disbursement of the net profits or surplus funds at the disposal of the Board.

(2) The Board of Ministers may, through the Executive Committee, return the budget to the Board for revision or amendment and may indicate to the Board the nature of the revision or amendment desired by the Board of Ministers.

(3) If the Board refuses or fails to revise or amend the budget in the manner desired by the Board of Ministers, the Board of Ministers may recommend to the Governor the removal of the Chairman and the other members of the Board from office, and the Governor shall give effect to the recommendation of the Board of Ministers :

Provided that in the interval, if any, between the removal from office of the Chairman, and members of the Board and the appointment of another Chairman and other members in the place of those so removed, the duties and powers of the Chairman and of the other members of the Board shall be performed and exercised by the Head of the Department under the general direction and control of the Executive Committee.

(4) The budget of the Board shall be submitted by the Board of Ministers to the State Council for approval ; but the Board of Ministers shall not be bound to submit for the approval of the State Council any budget which, when returned for revision or amendment under sub-section (2), has not been revised or amended in the manner desired by the Board of Ministers.

(5) It shall not be lawful for the Board to incur any expenditure or to expend any money on any matter or proposal contained in any budget of the Board until that budget has been approved by the State Council.

(6) It shall be lawful for the Board from time to time as occasion may demand or circumstances may require to present to the Executive Committee for submission to the Board of Ministers applications for supplementary financial provision or proposals relating to the expenditure of the Board or to the disposal or disbursement of its profits or surplus funds and the provisions of sub-sections (2), (3), (4) and (5) shall apply accordingly as though such applications or proposals were contained in the annual budget of the Board.

(7) During the period commencing on the date on which this Ordinance shall come into operation and ending on the thirtieth day of September next succeeding that date, such expenditure as the Department may be authorised to incur for any purpose by the annual appropriation or other written law shall be deemed to be expenditure which the Board is authorised to incur for that purpose under this Ordinance :

Provided that nothing herein contained shall preclude the Board from obtaining in the manner hereinbefore provided such supplementary or other financial provision as the Board may require for the period mentioned in this sub-section.

Finance provisions.

14 (1) All charges made by the Board for electricity sold by bulk or direct to consumers, and for services rendered by the Board, shall be fixed at such rates and on such scales that the revenue derived in any year by the Board from such sales and services, together with their revenue (if any) in such

year from other sources, will be sufficient and only sufficient, as nearly as may be, to pay all salaries, working expenses and other outgoings of the Board properly chargeable to income in that year, including the payments falling to be made in such year by the Board in respect of the interest on, or repayment of, the principal of any money borrowed by the Board, and such sums as the Board may think proper to set aside in such year for reserve fund, extensions, renewals and like purposes.

The charges under this section may, if the Board think fit, be fixed at different rates and scales for different localities, but so that no undue preference shall be given to any locality.

(2) To meet the cost of the administration of the Electricity Ordinance, 1906, in the area supplied by a licensed undertaking, and the cost of any periodical report or inspection which the Board may deem necessary, every licensed undertaking which generates its own supplies of electricity and does not take bulk supplies of power from the supply system of the Board shall contribute to the Board an annual sum payable half-yearly at a rate not exceeding ten rupees for every thousand units generated per annum by that licensed undertaking. The receipt of such contributions shall not, however, preclude the Board from charging fees in respect of professional services rendered at the request of any licensed undertaking.

(3) All revenue derived from any property vested in the Board or realised by the generation, sale or distribution of electrical energy shall be credited to the funds of the Board.

15 (1) Where in accordance with the terms of any vote or resolution of the State Council any moneys have been advanced to the Board out of the loan funds or other funds of the Island for the purpose of providing loan capital for the Board, the official receipt of the Board for such moneys shall, without the execution of any further document or deed of hypothecation, establish a first charge on all the assets and property of the Board for securing the repayment of the amount of the moneys so advanced and of the interest chargeable thereon; and such charge shall continue to be operative and of full force and effect until such amount and the interest due thereon have been duly repaid by the Board:

Advances from  
public funds.

Provided that nothing herein contained shall preclude the Board from borrowing money from any person on the security of its assets or property or from executing a deed hypothecating any such assets or property for securing the repayment of any moneys advanced to the Board by the Government.

(2) Any deed whereby the Board hypothecates any of its assets or property to the Government shall be exempt from stamp duty.

16 (1) The Board shall cause proper accounts and books in relation thereto to be kept, and shall prepare an annual statement of commercialised accounts in such form and containing such particulars as may be prescribed by the Governor on the advice of the Financial Secretary.

Accounts  
and audit.

(2) The accounts of the Board shall be audited by the Auditor-General.

17 In this Ordinance, unless the context otherwise requires—

Interpretation.

“ Board ” means the Electricity Board of Ceylon established by this Ordinance;

“ Department ” means the Department of Government Electrical Undertakings;

“ Executive Committee ” means the Executive Committee of Communications and Works;

“ licensed undertakings ” means a Municipal Council, District Council, Local Board or other person licensed under the Electricity Ordinance, 1906, to supply electrical energy to the public or for the purpose of electric traction or to lay down electric supply lines for the conveyance and transmission of electrical energy.

Passed in Council the Sixth day of November, One thousand Nine hundred and Thirty-five.

K. VAITHIANATHAN,  
Acting Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-second day of November, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,  
Secretary to the Governor.

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

**No. 39 of 1935.**

B 1088

No. 3 of 1871. **An Ordinance to amend the Gas Meter Ordinance, 1871.**

R. E. STUBBS.

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 Meter (Amendment) Ordinance, No. 39 of 1935.

Amendment of  
section 4 of  
Ordinance No. 3  
of 1871.

**2** Section 4 of the Gas Meter Ordinance, 1871, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the substitution for the words and figures "containing 63·321 pounds" of the words and figures "containing 62·2786 pounds".

Amendment of  
section 11 of the  
principal  
Ordinance.

**3** Section 11 of the principal Ordinance is hereby amended as follows :—

(1) by the substitution for the words "may purchase" of the words "may hire or purchase";

(2) by the addition at the end of that section of the following :—

"Where a gas meter is in use in any premises, the consumer, if the meter is the property of the supply company, or the supply company, if the meter is the property of the consumer or of the owner of the premises, shall be entitled, on application made to the Chairman of the Municipal Council and on prepayment of a fee of seven rupees and fifty cents, to have the meter tested with a view to ascertaining whether it should be deemed to be incorrect within the meaning of this Ordinance or whether it may be considered to be correct for the purpose of section 7.

Where on application made under this section a gas meter is, after test, deemed to be incorrect within the meaning of this Ordinance, the fee paid shall be refunded to the person who made application for the test."

Amendment of  
section 12 of the  
principal  
Ordinance.

**4** Section 12 of the principal Ordinance is hereby amended by substituting for all the words from "sixpence for each meter" to the end of that section, the following words :—

"seventy cents for each meter if the measuring capacity of the meter does not exceed fifty cubic feet of gas an hour. If the measuring capacity of a meter exceeds fifty cubic feet of gas an hour, the fees shall be seventy cents for the first fifty cubic feet an hour of measuring capacity and, in addition, for every one hundred or part of every one hundred cubic feet an hour of measuring capacity in excess of the first fifty cubic feet, thirty-five cents if the meter is a dry meter and fifty cents if the meter is a wet meter."

Amendment of  
section 17 of the  
principal  
Ordinance.

**5** Section 17 of the principal Ordinance is hereby amended by the substitution for the words "within three months" of the words "within twelve months".

Passed in Council the Sixth day of November, One thousand Nine hundred and Thirty-five.

K. VAITHIANATHAN,  
Acting Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-second day of November, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,  
Secretary to the Governor.

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

**No. 41 of 1935.**

No. 20 of 1927. **An Ordinance to amend the Motor Car Ordinance, 1927.**

R. E. STUBBS.

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 Motor Car Amendment Ordinance, No. 41 of 1935.

2 Section 9 of the Motor Car Ordinance, 1927, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the addition of the following new sub-section (3):—

Amendment of  
section 9 of  
Ordinance  
No. 20 of 1927.

"(3) The registrar may, subject to the approval of the Executive Committee of Local Administration, issue a written permit for the use within the Island of any motor car not constructed in accordance with the requirements of sub-section (1), for such period as may be specified in the permit, if the car is fitted to his satisfaction on the right or off side thereof with a mechanical or illuminated device capable of giving distinct and intelligible signals for the purposes of section 54 and of indicating clearly any intention to stop."

3 Section 37 of the principal Ordinance is hereby amended as follows:—

Amendment of  
section 37 of  
the principal  
Ordinance.

(1) by the insertion between sub-sections (2) and (3) thereof of the following new sub-section (2A):—

"(2A) (i) Every certificate of competence shall have affixed thereto a photograph of the person to whom that certificate is issued.

(ii) Every applicant for a certificate of competence shall furnish two copies of his photograph to the registrar at the time of his application.

(iii) Every holder of a certificate of competence shall furnish two copies of his photograph to the registrar whenever the photograph affixed to his certificate is faded, defaced, damaged, or torn, or whenever he is ordered to do so by a court before which he is convicted under any written law of an offence in connection with the driving of a motor car, or by the registrar.

(iv.) One of the copies furnished under paragraph (ii) or paragraph (iii) of this sub-section shall be filed of record in the office of the registrar, and the other shall be affixed to the certificate and authenticated by the registrar with a facsimile of his signature or with his official seal or stamp."

(2) in sub-section (7) thereof, by the substitution for the words "under the age of eighteen years", of the words "who has not completed eighteen years of age";

(3) in sub-section (9A) thereof, by the addition of the following proviso at the end of that sub-section:

"Provided that the registrar may in his discretion restrict the endorsement made under this sub-section to such class or classes of motor car as may be specified by him in the endorsement, if he is of opinion that such restriction is necessary."

(4) in sub-section (13) thereof, by the substitution for all the words from "in Executive Council" to "character", of the following words:—

"refuse or at any time suspend or cancel an endorsement under sub-section (12), in any case where he is satisfied that the holder of the certificate is unfit to be the driver of a hiring car because he habitually behaves in a riotous or disorderly manner or is habitually drunk or suffers from any disease of an infectious or contagious nature."

(5) in sub-section (16) thereof—

(i) by the substitution for the words "which convicts" of the words "which under any written law convicts";

(ii) by the substitution for all the words from "may order" to "endorsement" of the words—

"may in addition to any other punishment order the certificate to be produced within five days and cancel such endorsement as may have been made on it under sub-section (12). If the certificate is not produced on or before the date specified in any order so made by the court, the holder of the certificate may by a further order of that court be disqualified for driving a car until the certificate is produced for cancellation."

Amendment of section 39 of the principal Ordinance.

4 Section 39 of the principal Ordinance is hereby amended as follows :—

(1) in sub-section (2) thereof, by the addition of the following words at the end of that sub-section :—

“ If any such person fails to produce the certificate upon conviction, the court shall enter an order disqualifying that person for driving a car until the certificate is produced for endorsement under this sub-section.” ;

(2) by the re-numbering of sub-sections (3) and (4) thereof, as sub-sections (4) and (5) respectively ;

(3) by the insertion, between sub-section (2) and the re-numbered sub-section (4), of the following new sub-section (3) :—

“ (3) Where the certificate of competence of any person convicted of any one of the following offences—

(a) using on a highway any omnibus or lorry which has defective brakes or is otherwise unsuitable for use,

(b) negligent driving,

(c) reckless driving,

(d) exceeding the speed limit,

(e) overloading,

contains at the time of such conviction endorsements in respect of not less than nine previous convictions of any one or more of those offences, the court endorsing the particulars of such last conviction shall cancel the certificate and make order disqualifying that person permanently for obtaining another certificate of competence in this Island.” ; and

(4) by the insertion, immediately after the renumbered sub-section (5) thereof, of the following new sub-section (6) :—

“ (6) Any person who drives a motor car at any time while an order suspending his certificate of competence or disqualifying him for driving is in force, shall be guilty of an offence.”

Amendment of section 46 of the principal Ordinance.

5 Section 46 of the principal Ordinance is hereby amended in sub-section (1) thereof by the addition of the following proviso at the end of that sub-section :—

“ Provided, however, that when a motor car is stationary no instrument affixed to that car shall be sounded except for the purpose of preventing an accident or ensuring the safety of the car or its occupants.”

Amendment of section 48 of the principal Ordinance.

6 Section 48 of the principal Ordinance is hereby amended as follows :—

(1) in paragraph (ii) thereof, by the substitution for the words “ and address ; ” of the words—

“ and address, and also the distinctive number and other identification marks of the motor car and the name and address of the owner of the car ; ” ;

(2) by the re-numbering of paragraphs (iii) and (iv) thereof as paragraphs (iv) and (v) respectively ; and

(3) by the insertion, between paragraph (ii) thereof and the re-numbered paragraph (iv), of the following new paragraph (iii) :—

“ (iii) Where the driver of the car has not furnished the particulars mentioned in paragraph (ii) to any person entitled to obtain such particulars from him, he shall forthwith proceed to the nearest police station and report the accident to the officer in charge thereof or to the first police constable or officer whom he meets on his way thereto.”

Amendment of section 55 of the principal Ordinance.

7 Section 55 of the principal Ordinance is hereby amended by the substitution for the words “ to stop the car or to make it slow down ”, of the words “ to stop or reverse the car, or to make it slow down or turn back,”.

Amendment of section 56 of the principal Ordinance.

8 Section 56 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution for the words “ obey all notices ”, of the words “ obey all notices for regulating the movement of traffic or indicating the route to be followed and all other notices ”.



9 Section 57 of the principal Ordinance is hereby amended in sub-section (3) thereof, by the substitution for the word “negligently”, of the words—

Amendment of section 57 of the principal Ordinance.

“negligently or without reasonable consideration for other persons using the road”.

10 Section 60 of the principal Ordinance is hereby amended as follows :—

Amendment of section 60 of the principal Ordinance.

(1) in sub-section (3) thereof, by the substitution for the words “is used”, of the words “is used or is usually kept”; and

(2) in sub-section (9) thereof, by the substitution for the words “hiring cars”, of the words “hiring cars or lorries”.

11 Section 70 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution in paragraph (e) of that sub-section for the words “of hiring cars”, of the words—

Amendment of section 70 of the principal Ordinance.

“providing for the licensing and supervision of conductors and prescribing the duties of drivers and conductors of hiring cars”.

12 The following new section shall be inserted immediately after section 75, and shall have effect as section 75A, of the principal Ordinance :—

Insertion of new section 75A in the principal Ordinance.

“75A. The owner of a motor car shall when he engages a driver or a conductor obtain from him the serial number of his certificate of competence or conductor’s licence as the case may be, and his full name and address.”

Duty of owner to obtain information as to driver and conductor.

13 Section 76 of the principal Ordinance is hereby amended by the substitution for the words “the person driving” of the words “the driver, the conductor,”.

Amendment of section 76 of the principal Ordinance.

14 Section 81 of the principal Ordinance is hereby amended by the substitution for the words “this Ordinance”, of the words “this Ordinance, or fraudulently alters the particulars painted on an omnibus or lorry under section 7, or knowingly causes particulars other than those authorised by that section to be painted on any omnibus or lorry,”.

Amendment of section 81 of the principal Ordinance.

15 The following new section shall be inserted immediately after section 81 and shall have effect as section 81A, of the principal Ordinance :—

Insertion of new section 81A in the Principal Ordinance.

“81A. (1) Where a derelict motor car is so left on any part of a highway as to cause any obstruction or nuisance, the registrar or the licensing authority may, by notice served either personally or by registered post, require the registered owner of that car to take steps to remove the obstruction or nuisance.

Disposal of derelict motor car.

(2) It shall be the duty of every registered owner on whom a notice is served under sub-section (1), to comply with the requirements set out therein.

(3) If the registered owner of any such derelict car cannot for any reason be found or makes default in complying with any notice served under sub-section (1), the registrar or the licensing authority may cause the car to be removed and make such order as may be necessary for its disposal.

(4) No proceedings civil or criminal shall be instituted or maintained against the registrar or a licensing authority in respect of any order made under sub-section (3).

Passed in Council the Sixth day of November, One thousand Nine hundred and Thirty-five.

K. VAITHIANATHAN,  
Acting Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-second day of November, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,  
Secretary to the Governor.

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

**No. 43 of 1935.**

No. 17 of 1929.

**An Ordinance to amend the Poisons, Opium, and Dangerous Drugs Ordinance, 1929.**

R. E. STUBBS.

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 Poisons, Opium, and Dangerous Drugs Amendment Ordinance, No. 43 of 1935, and shall come into operation on a day to be appointed by the Governor by Proclamation published in the Gazette.

Amendment of section 2 of Ordinance No. 17 of 1929.

2 Section 2 of the Poisons, Opium, and Dangerous Drugs Ordinance, 1929, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (1) thereof, as follows :—

- (1) in the definition of "Medical practitioner" by the omission of all the words from "And until" to "pharmacist"; and
- (2) in the definition of "Regulation" by the omission of the words "by the Governor in Executive Council".

Amendment of section 6 of the principal Ordinance.

3 Section 6 of the principal Ordinance is hereby amended by the repeal of sub-section (2) thereof and by the substitution of the following sub-section for that sub-section :—

No. 26 of 1927.

"(2) Any person who assumes and uses the title of pharmacist, under the provisions of sub-section (3) of section 61 of the Medical Ordinance, 1927, may sell poisons if he employs a registered pharmacist personally to superintend and manage the sale and the dispensing of poisons."

Amendment of section 7 of the principal Ordinance.

4 Section 7 of the principal Ordinance is hereby amended by the omission of the words "to or" occurring before the words "for the use of" therein.

Amendment of section 10 of the principal Ordinance.

5 Section 10 of the principal Ordinance is hereby amended in paragraph (a) thereof by the substitution for the words "or to a person entitled to use the title of a pharmacist", of the words "or to a person who assumes and uses the title of pharmacist under the provisions of sub-section (3) of section 61 of the Medical Ordinance, 1927".

No. 26 of 1927.

Amendment of section 25 of the principal Ordinance.

6 Section 25 of the principal Ordinance is hereby amended as follows :—

- (1) in the definition of "Poppy plant", by the substitution for "*papaver*" of "*Papaver*";
- (2) in the definition of "Coca plant", by the substitution for all the words from "the plant" to "genus" of the words "any plant of the genus *Erythroxylum*"; and
- (3) in the definition of "Hemp plant", by the omission of the words "or *Cannabis Indica*".

Amendment of section 28 of the principal Ordinance.

7 Section 28 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution for the word "No" occurring before the word "person" of the words "Except as provided for in Chapter V hereafter, no";
- (2) by the substitution for the word "medically" occurring immediately before the word "known" of the word "commonly"; and
- (3) by the substitution for the words "the base" occurring at the end thereof of the words "a part".

Amendment of section 30 of the principal Ordinance.

8 Section 30 of the principal Ordinance is hereby amended as follows :—

- (1) in the definition of "Prepared opium"—
  - (a) by the omission of the words "or eating" occurring after the word "smoking"; and
  - (b) by the substitution for the word "dross" of the words "dross and any other residues remaining after opium has been smoked."; and

(2) by the addition thereto of the following new definition :

“Registered consumer” means a person who, on the date on which this Ordinance comes into operation is a consumer of opium registered under the Opium Ordinance, 1910.’

No. 5 of 1910.

9 Section 35 of the principal Ordinance is hereby amended by the substitution for the words “for treatment of disease” at the end thereof of the words “for his treatment when ill”.

Amendment of section 35 of the principal Ordinance.

10 Section 37 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Substitution of new section for section 37 of the principal Ordinance.

“37 (1) The Governor may from time to time give directions as to the quantity of opium which may be allowed to a registered consumer, and in particular for the gradual reduction of the allowance of opium to an addict.

Special directions as to quantity and reduction of allowance.

(2) The Government Agent of the area where any registered consumer ordinarily resides shall issue to that consumer a certificate of registration—

Certificate of registration.

(a) specifying his allowance of opium, and the opium officer from whom it may be obtained

(b) stating whether the allowance is intended to be used for smoking or eating, and

(c) including also such special directions or restrictions as the Governor may have given or imposed by order made in that behalf.”

11 Section 38 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Substitution of new section for section 38 of the principal Ordinance.

“38 (1) No registered consumer shall have in his possession at any one time any quantity of opium in excess of five weeks’ supply, computed on the basis of the allowance specified in the certificate of registration issued to him and in accordance with such directions as may be given by the Governor under section 37.

Quantity permitted.

(2) No registered consumer shall—

Prohibitions.

(a) part with the possession of the certificate of registration issued to him or of any opium supplied to him, or

(b) be party or privy to the use by any other person of such certificate or opium.”

12 Section 39 of the principal Ordinance is hereby amended by the renumbering of sub-sections (1), (2) and (3) thereof as sub-sections (2), (3) and (4) respectively, and by the insertion of the following sub-section as sub-section (1) thereof :—

Amendment of section 39 of the principal Ordinance.

“(1) The Governor may at any time direct the registration of a consumer to be cancelled.”

13 Section 40 of the principal Ordinance is hereby amended by the repeal of sub-section (1) thereof and by the renumbering of sub-sections (2) and (3) as sub-sections (1) and (2) respectively.

Amendment of section 40 of the principal Ordinance.

14 Section 41 of the principal Ordinance is hereby amended in sub-section (5) thereof, by the omission of the words “in Executive Council”.

Amendment of section 41 of the principal Ordinance.

15 Section 42 of the principal Ordinance is hereby amended by the repeal of sub-section (3) thereof and by the substitution of the following sub-section for that sub-section :—

Amendment of section 42 of the principal Ordinance.

“(3) (a) No registered vedarala shall have in his possession, at any time, any quantity of opium in excess of eight months’ supply, computed on the basis of the rate or quantity specified in the certificate of registration issued to him.

(b) No registered vedarala shall supply opium for eating or smoking or for any purpose other than the treatment of disease ; and in the treatment of disease, no opium shall be supplied to any patient in any form other than that of a medicinal preparation, or in any quantity at any one time exceeding the total of the doses prescribed for that patient for three days.”

Substitution of new section for section 46 of the principal Ordinance.

Definitions.

Third Schedule, Part I.

Substitution of new section for section 47 of the principal Ordinance.

Restrictions on importation of dangerous drugs.

Third Schedule, Part II.

Substitution of new section for section 48 of the principal Ordinance.

Restrictions on exportation of dangerous drugs.

Substitution of new section for section 49 of the principal Ordinance.

Restrictions on wholesale trade in dangerous drugs.

Amendment of section 56 of the principal Ordinance.

Amendment of section 57 of the principal Ordinance.

Amendment of section 59 of the principal Ordinance.

**16** Section 46 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

“ 46 For the purposes of this Ordinance, unless the context otherwise requires—

- (1) the drugs, substances, articles or preparations, specified for the time being in Groups A, B, C, D and E in Part I of the Third Schedule, shall be deemed to be dangerous drugs ; and
- (2) no person shall be deemed to be a veterinary surgeon unless he holds a licence from the local authority to act as such and, in addition, a licence from the Director to exercise the privileges conferred on veterinary surgeons by this Chapter.”

**17** Section 47 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

“ 47 (1) No person shall import or bring into Ceylon for any purpose whatsoever any of the drugs substances articles or preparations specified for the time being in Group A in Part I of the Third Schedule.

(2) No person shall import or bring into Ceylon any of the drugs substances articles or preparations specified for the time being in Groups B, C and D in Part I of the Third Schedule, unless he is licensed to do so by the Director acting under the authority of the Governor, and unless he obtains in respect of each consignment to be imported an Import Authorization and an Import Certificate granted by the Director in accordance with the regulations contained in Part II of the Third Schedule.”

**18** Section 48 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

“ 48 (1) No person shall export from Ceylon any of the drugs substances articles or preparations specified for the time being in Group E in Part I of the Third Schedule.

(2) No person shall export from Ceylon any of the drugs substances articles or preparations specified for the time being in Groups B, C and D in Part I of the Third Schedule, unless he obtains in respect of each consignment to be exported an Export Authorization from the Director in accordance with the regulations contained in Part II of the Third Schedule.”

**19** Section 49 of the principal Ordinance is hereby amended as follows :—

(1) by the renumbering thereof as sub-section (3) of that section :

(2) by the insertion, before the renumbered sub-section (3), of the following new sub-sections as sub-sections (1) and (2) respectively :—

“ 49 (1) All wholesale trade within the Island in any of the drugs substances articles or preparations specified for the time being in Group C in the Third Schedule, shall be subject to the regulations made in that behalf.

(2) No person shall conduct or participate in such wholesale trade until regulations are made as aforesaid or otherwise than in accordance with those regulations.”

**20** Section 56 of the principal Ordinance is hereby amended in sub-section (3) thereof by the omission of the words “ in Executive Council ”.

**21** Section 57 of the principal Ordinance is hereby amended in sub-section (2) thereof, by the omission of the word “ only ” where it occurs before the words “ be given ”, in each of the paragraphs (d) and (e) thereof, and by the insertion of that word after the word “ dentist ” and “ veterinary surgeon ” respectively in those paragraphs.

**22** Section 59 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution in paragraph (b) of that sub-section for “ (f) benzylmorphine, eucodal and dicodide ” of “ (f) other drugs substances articles or preparations deemed to be dangerous drugs under section 46 ”.

- 23 The following sections shall be added immediately after section 64 of the principal Ordinance and shall have effect respectively as sections 64A and 64B of that Ordinance :
- “ 64A None of the provisions of this Chapter, save only those relating to importation and exportation, shall apply to any of the drugs substances articles or preparations specified for the time being in Group D in Part I of the Third Schedule.
- 64B Regulations may be made—
- (a) for the restriction control or supervision of wholesale trade in any of the drugs substances articles or preparations specified for the time being in Group C in Part I of the Third Schedule ; and
- (b) for the purpose of exempting any drug substance article or preparation from all or any of the provisions of this Chapter, either absolutely or subject to such conditions as may be specified in the regulations.”
- 24 Section 65 of the principal Ordinance is hereby amended in paragraph (c) thereof, by the substitution for the words “ the base ” at the end thereof, of the words “ a part ”.
- 25 Section 67 of the principal Ordinance is hereby amended by the omission of the words “ or in a bonded warehouse ” occurring after the word “ Ceylon ”.
- 26 Section 71 of the principal Ordinance is hereby amended in sub-section (2) thereof, by the omission of the words “ in Executive Council ”.
- 27 Section 73 of the principal Ordinance is hereby amended by the insertion, immediately after sub-section (3) thereof, of the following new sub-sections (4), (5), and (6) :—
- “ (4) For the purpose of any search under sub-section (3), all such measures may be taken and such devices and such force used as may be necessary to stop any vessel, boat, animal or vehicle, which is not brought to a halt by the person in charge thereof in compliance with any order, direction or signal given in that behalf by any of the officers mentioned in that sub-section.
- (5) The person in charge of any vessel, boat, animal or vehicle, which is not brought to a halt in compliance with any order, direction or signal given in that behalf by any of the officers mentioned in sub-section (3), shall be guilty of an offence and shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.
- (6) In this section—
- “ person in charge ” of a vehicle means the driver thereof, and, in the case of a motor-cycle, or a bicycle, the rider thereof ;
- “ signal ” includes one or more blasts of a whistle ; and
- “ vehicle ” includes any carriage, coach, cart, motor car, motor-cycle, omnibus, lorry, bicycle, or other mechanically propelled vehicle.”
- 28 Section 74 of the principal Ordinance is hereby amended in sub-section (5) thereof, by the substitution in paragraph (a) of that sub-section for the words five hundred rupees ; of the following :—
- “ one thousand rupees or to imprisonment of either description for a period not exceeding one year, or to both such fine and imprisonment ; ”
- 29 Section 75 of the principal Ordinance is hereby amended as follows :—
- (1) by the substitution for “ Ordinance may ”, of the following :—
- “ Ordinance, may impose any of the penalties hereinbefore prescribed notwithstanding that such penalties may not be within the ordinary jurisdiction of such court, and may ” ;

Insertion of new sections 64A and 64B in the principal Ordinance.

Application of this chapter to certain specified drugs.

Regulations.

Amendment of section 65 of the principal Ordinance.

Amendment of section 67 of the principal Ordinance.

Amendment of section 71 of the principal Ordinance.

Amendment of section 73 of the principal Ordinance.

Amendment of section 74 of the principal Ordinance.

Amendment of section 75 of the principal Ordinance.

(2) by the substitution, for “ be seized and forfeited ”, of the following :—

“ and any vessel, boat, vehicle, or animal, used for the conveyance of such article or articles, be seized and forfeited ”.

Substitution of new section for section 76 of the principal Ordinance.

Regulations.

30 Section 76 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

“ 76 (1) The Executive Committee of Health may make regulations for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance.

(2) In particular and without prejudice to the generality of the powers conferred by sub-section (1), the Executive Committee may make regulations for all or any of the following purposes :—

- (a) for prescribing the terms conditions limits or other restrictions in respect of any matter for which regulations are required or authorized by this Ordinance ;
- (b) for adding any item to or deleting any item from, or altering varying or amending in any other way, any of the lists or Groups of poisons and dangerous drugs set out in the First and Third Schedules ;
- (c) for amending altering varying or rescinding any of the regulations contained in the First Second Third Fourth Fifth and Sixth Schedules ; and
- (d) generally for all matters incidental to or connected with the matters or subjects mentioned in this sub-section.

(3) No regulation so made shall have effect unless it has been approved by the State Council and ratified by the Governor and notification of such approval and ratification has been published in the Gazette.

(4) Every regulation shall, upon the publication of the approval and ratification as provided for in sub-section (3), be as valid and effectual as if it were herein enacted.”

Insertion of new section 76A in the principal Ordinance.

Protection of public officers.

31 The following section shall be inserted immediately after section 76, and shall have effect as section 76A, of the principal Ordinance :—

76A No action shall lie against the Government of Ceylon or against any public officer for damages in any civil court for any act in good faith done or ordered to be done in pursuance of this Ordinance ; and all prosecutions of any public officer, and all actions which may be lawfully brought against the Government of Ceylon or against any public officer, in respect of anything done in pursuance of this Ordinance, shall be instituted within a period of six months reckoned from the date of the act complained of, and not afterwards.

Amendment of Part I of the Third Schedule to the principal Ordinance.

32 Part I of the Third Schedule to the principal Ordinance is hereby repealed and the following is substituted therefor :—

#### PART I.

Group A. [Sections 46 and 47 (1).]

Drugs substances articles or preparations the importation of which is totally prohibited.

1. “ Any product obtained from any of the phenanthrene alkaloids of opium or from the ecgonine alkaloids of the coca leaf, not being a product which was in use on or before the 13th day of July, 1931, for medicinal or scientific purposes.”

Group B. [Sections 46, 47 (2), and 48 (2).]

Drugs substances articles or preparations the importation and exportation of which are subject to regulations.

1. Medicinal opium.
2. Any galenical preparation of the hemp plant.
3. Morphine and its salts, and diacetylmorphine (commonly known as diamorphine or heroin) and the other esters of morphine and their respective salts.
4. Cocaine (including synthetic cocaine) and ecgonine and their respective salts, and the esters of ecgonine and their respective salts.

5. Any solution or dilution of morphine or cocaine or their salts in an inert substance whether liquid or solid, containing any proportion of morphine or cocaine, and any preparation, admixture, extract, or other substance (not being such a solution or dilution as aforesaid) containing not less than one-fifth per cent. of morphine or one-tenth per cent. of cocaine or of ecgonine.
6. Any preparation, admixture, extract or other substance containing any proportion of diacetylmorphine.
7. Dihydrohydroxycodeinone, dihydrocodeinone, dihydromorphinone, acetyldihydrocodeinone, dihydromorphine, their esters and the salts of any of these substances and of their esters, morphine-N-oxide (commonly known as genomorphine), the morphine-N-oxide derivatives, and any other pentavalent nitrogen morphine derivatives.
8. Thebaine and its salts, and (with the exception of methylmorphine, commonly known as codeine, and ethylmorphine, commonly known as dionin, and their respective salts) benzylmorphine and the other ethers of morphine and their respective salts.
9. Any preparation, admixture, extract or other substance containing any proportion of any of the substances mentioned in item (7) or (8) of this Group.

—

Group C. [Sections 46, 47 (2), 48 (2), 49 (1), and 64B.]

Drugs substances articles or preparations the importation and exportation of which, and wholesale trade in which, are subject to regulations.

1. Methylmorphine commonly known as Codeine, and its salts.
2. Ethylmorphine commonly known as Dionin, and its salts.

—

Group D. [Sections 46, 47 (2), 48 (2), and 64A.]

Drugs substances articles or preparations to which only the provisions as to importation and exportation apply.

1. Cereoli Iodoformi et Morphinae, B. P. C.
2. Emp. Opii, B. P. 1898.
3. Lin. Opii, B. P.
4. Lin. Opii Ammon., B. P. C.
5. Pasta Arsenicalis, B. P. C.
6. Pil. Hydrarg. C. Opio, B. P. C.
7. Pil. Ipecac. c. Scilla, B. P.
8. Pil. Plumbi c. Opio B. P.
9. Pil. Digitalis et Opii Co., B. P. C.
10. Pil. Hydrarg. c. Cret. et Opio, B. P. C.
11. Pulv. Cretae Aromat. c. Opio, B. P.
12. Pulv. Ipecac. Co., B. P. (Dover's Powder).
13. Pulv. Kino Co., B. P.
14. Suppos. Plumbi Co., B. P.
15. Tablettae Plumbi c. Opio, B. P. C.
16. Ung. Gallae c. Opio, B. P. (Gall and Opium Ointment).
17. Ung. Gallae Co., B. P. C.

—

Group E. [Sections 46 and 48 (1).]

Drugs substances articles or preparations the exportation of which is totally prohibited.

1. Diacetylmorphine, and its salts.
2. "Any product obtained from any of the phenanthrene alkaloids of opium or from the ecgonine alkaloids of the coca leaf, not being a product which was in use on or before the 13th day of July, 1931, for medicinal or scientific purposes."

Passed in Council the Sixth day of November, One thousand Nine hundred and Thirty-five.

K. VAITHIANATHAN,  
Acting Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-second day of November, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,  
Secretary to the Governor.

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

No. 44 of 1935.

An Ordinance to provide for the establishment in the Island of an official Bureau of Statistics and for the supply of information thereto.

R. E. STUBBS.

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 Statistics Ordinance, No. 44 of 1935.
- Matters to which the Ordinance applies.                   2 The Governor may by proclamation published in the Gazette, apply the provisions of this Ordinance to any matter relating to the economic conditions of the Island in respect of agriculture, emigration, immigration, factories, meteorology, mining, importation, exportation, manufacture and sale of products, stocks of products in possession and in course of transshipment, shipping, transportation by land or by water, trade, labour, cost of living, wages, industry, and commerce.
- Establishment of Bureau of Statistics.                   3 There shall be established in the Island a Bureau of Statistics for the collection and preparation of statistics relating to any matter to which the provisions of this Ordinance are applied by proclamation under section 2.
- Appointment of Director and other officers.                   4 (1) The Governor may appoint—  
                                   (a) any person by name or by office to be or to act as Director of Statistics ;  
                                   (b) such other officers and servants as may from time to time be required for the purposes of this Ordinance.  
                                   (2) The Bureau shall be under the control and management of the Director.  
                                   (3) All persons, officers, and servants discharging duties or engaged in carrying out the provisions of this Ordinance shall be deemed to be public servants within the meaning of the Ceylon Penal Code.
- Supply of information.                   5 (1) The Director may at any time by notice in writing require any person to supply, substantially in the prescribed form and before a specified date, any information relating to any matter to which this Ordinance applies.  
                                   (2) In addition to or in lieu of the power conferred under sub-section (1)—  
                                   (a) the Director or any officer duly authorised by him may at any time require any person to supply to the prescribed officer, in the prescribed manner and before a specified date, written information relating to any matter to which this Ordinance applies ;  
                                   (b) any officer duly authorised by the Director may require any person to supply oral information relating to any matter to which this Ordinance applies, provided that such officer shall not require the attendance of any person at any specified place, but shall proceed to the residence or place of business of that person for the purpose of obtaining such oral information.  
                                   (3) The Director or any officer authorised by him may at any time require any person to produce or cause to be produced before a specified date such documentary or other evidence as the Director or the officer so authorised may deem necessary for the purpose of verifying any information supplied by that person under this Ordinance. Any person whose attendance is required at any place more than four miles distant from the ordinary residence of that person for the purpose of producing such documentary or other evidence shall be entitled to be paid for such attendance an allowance at such rates as may be prescribed.  
                                   (4) Nothing in this section contained shall affect or be deemed to affect any written or other law relating to the disclosure or non-disclosure of any official, secret, or confidential information, evidence, or document ; and any person required by the Director or by an officer authorised by the Director to supply any information, to give any evidence, or to produce any document, shall be entitled in respect of such information, evidence, or document to plead the same privilege before the Director or such officer as before a court of law.



6 Every person required under section 5 to supply any information shall be bound to supply that information to the best of his knowledge and belief :

Duty of person supplying information.

Provided that no person shall be required or bound to supply any information other than such as is accessible to him in and derivable by him from any business or undertaking carried on in the Island of which he is the owner for the time being, or in the conduct or supervision of which he is engaged, or any information which involves the disclosure of any technical process or trade secret in or relating to such business or undertaking.

7 (1) No information supplied by any one person under the provisions of this Ordinance shall be published without the consent in writing of the owner for the time being of the land, business, or undertaking to which that information relates ; nor, except for the purposes of a prosecution under this Ordinance, shall that information be divulged or communicated to any person not engaged in the collection and preparation of statistics under this Ordinance.

Information supplied by any one person not to be published except in certain circumstances.

(2) Every person engaged in the collection and preparation of statistics under this Ordinance shall make a declaration in the prescribed form that he will not, except for the purposes of this Ordinance, disclose or make use of any information supplied under this Ordinance.

8 Any person who—

- (a) knowingly acts in contravention of a declaration made by him under section 7 ; or
- (b) being in possession of any information which to his knowledge has been disclosed in contravention of the provisions of section 7, publishes or communicates that information to any other person,

Penalty for unlawful disclosure of information.

shall be guilty of an offence and shall on conviction after summary trial before a Police Magistrate be liable to imprisonment of either description for a term not exceeding one year or to a fine not exceeding one thousand rupees or to both such imprisonment and fine.

9 Subject to any regulations made under section 13, all notices and other communications for the purposes of this Ordinance may be served in the following manner :—

Mode of service of notices, &c.

- (1) Where the owner for the time being of the land, business, or undertaking in relation to which information is required is in Ceylon, the notice or communication shall be deemed to have been duly served upon him if it has been delivered to him.
- (2) Where the owner for the time being of such land, business, or undertaking has in Ceylon an agent duly authorised by power of attorney to accept service on his behalf or an agent or other employee entrusted with the control, management or supervision of such land, business, or undertaking, the notice or communication shall be deemed to have been duly served upon such owner if it has been delivered to such agent or employee.
- (3) Where service cannot be effected in the manner described in sub-sections (1) and (2), the notice or communication shall be deemed to have been duly served upon such owner if it has been sent by registered post addressed to him at his last known place of residence in the Island.
- (4) Where the owner for the time being of such land, business, or undertaking is a company or corporation the notice or communication shall be deemed to have been duly served upon such company or corporation if it has been—
  - (a) delivered to any director, manager, secretary or other principal officer in the Island of that company or corporation or to any person duly authorised to accept service on behalf of the company or corporation or to any person having on behalf of the company or corporation powers of control or management over such land, business, or undertaking ; or
  - (b) left at the registered office, if any, of the company or corporation in Ceylon ; or
  - (c) sent by registered post addressed to the company or corporation at its principal office wherever situate.

Offences.

**10** Any person who—

- (a) commits a breach of any of the provisions of this Ordinance or of any regulation made thereunder, or
- (b) without lawful excuse refuses or neglects to comply with any direction or requirement duly made under the powers conferred by this Ordinance, or by any regulation made thereunder, or
- (c) resists or obstructs any person in the performance of the duties imposed or in the exercise of the powers conferred upon him under this Ordinance or under any regulation made thereunder, or
- (d) knowingly supplies or causes to be supplied any false information when directed to supply information under this Ordinance or under any regulation made thereunder, or
- (e) knowingly produces or causes to be produced any false evidence when directed to produce evidence under this Ordinance or under any regulation made thereunder,

shall be guilty of an offence and shall on conviction after summary trial before a Police Magistrate be liable to a fine not exceeding fifty rupees and, in the case of a continuing offence shall be liable to a further fine not exceeding ten rupees for each day during which the offence continues.

Liability of individuals for offences committed by companies, &amp;c.

**11** Where a company or corporation has been directed by a notice served in the manner provided in section 9 (4) to supply any information or to produce any evidence under this Ordinance or under any regulation made thereunder, every director, and the manager, secretary, or other principal officer in the Island of that company or corporation, and any person to whom such notice has been delivered under section 9 (4), who—

- (a) without lawful excuse refuses or neglects, or wilfully authorises or permits any employee of that company or corporation to refuse or neglect, to supply that information or to produce that evidence in accordance with such direction, or
- (b) knowingly supplies or causes to be supplied any false information, or
- (c) knowingly produces or causes to be produced any false evidence,

shall be guilty of an offence and shall be liable on conviction after summary trial before a Police Magistrate to the punishment provided in section 10.

Continuing offences.

**12** Where any person has committed an offence under section 10 (d) or section 11 (b), the offence shall be deemed to be a continuing offence until true information shall have been duly supplied.

Regulations.

**13** (1) The Executive Committee may make regulations for the purpose of carrying out the provisions of this Ordinance.

(2) In particular, and without prejudice to the generality of the powers conferred by sub-section (1), the Executive Committee may make regulations for or in respect of all or any of the following matters :—

- (a) all matters under this Ordinance stated or required to be prescribed ;
- (b) the manner in which information required under this Ordinance shall be collected and arranged by the Bureau either in co-operation with or independently of the Government Agent of any province, the Assistant Government Agent of any district, or the head of any department of Government ;
- (c) the officers to whom, the times and places at which, and the form and manner in which information shall be supplied and authenticated ;
- (d) the form and manner in which statistics collected under this Ordinance shall be published ;
- (e) the manner in which notices and other communications issued under this Ordinance shall be served in special cases ;
- (f) the exemption from the obligation to furnish information under this Ordinance either wholly or to a limited extent and either unconditionally or subject to conditions, of any person or class of persons ;
- (g) the entry and inspection by officers discharging duties under this Ordinance of any land, institution, building, mine, factory, workshop or other place, for the purpose of obtaining or verifying information required under this Ordinance.

14 (1) No regulation made under this Ordinance shall have effect unless it has been approved by the State Council and ratified by the Governor. Notification of such approval and ratification shall be published in the Gazette.

Approval of State Council and ratification by Governor.

(2) Every regulation shall, upon the publication of the approval and ratification of that regulation as provided for in sub-section (1) be as valid and effectual as if it were herein enacted.

15 In making regulations under this Ordinance, due regard shall be had to the circumstances of various trades and industries, and in particular to the importance of avoiding the disclosure in any information required under this Ordinance of any technical process, trade secret, or trading profits, or of any other matter the disclosure of which would be likely to tend to the prejudice of the owner for the time being of the land, business, or undertaking to which that information relates.

Duty in making regulations.

16 In any report, summary of statistics, or other publication prepared under this Ordinance with reference to any trade or industry, the particulars comprised in the information supplied by any one person shall not be disclosed or so arranged as to facilitate the identification of any particulars so published as being particulars relating to any individual person or business.

Contents of reports, &c., published under the Ordinance.

17 (1) All information supplied under this Ordinance shall be verified by a declaration that the statements contained therein are true and accurate.

Information to be verified by declaration.

(2) Every declaration made under this Ordinance shall be free from stamp duty.

18 In this Ordinance unless the context otherwise requires—

Interpretation.

“Bureau” means the Bureau of Statistics established under section 2;

“Director” means the person appointed by the Governor to be or to act as Director of Statistics under section 3;

“Executive Committee” means the Executive Committee of Labour, Industry and Commerce;

“prescribed” means prescribed by this Ordinance or by any regulations made thereunder;

“regulation” means a regulation made by the Executive Committee of Labour, Industry and Commerce.

Passed in Council the Sixth day of November, One thousand Nine hundred and Thirty-five.

K. VAITHIANATHAN,  
Acting Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-second day of November, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,  
Secretary to the Governor.

## LIST OF JURORS AND ASSESSORS.

### SOUTHERN PROVINCE—Matara District.

SUPPLEMENTARY List of Persons in the Matara District, Southern Province, qualified to serve as Jurors and Assessors, under the provisions of “The Criminal Procedure Code, 1898,” as amended by Ordinance No. 1 of 1910, for the year July 1, 1935, to June 30, 1936.

*N.B.*—The Jurors against whose names a separate series of italic numbers is placed, in addition to the Roman numbers, are qualified to serve as Special Jurors.

The mark (\*) prefixed to a name denotes that it is a new name added.

### ENGLISH-SPEAKING JURORS.

1. 1 Dias, E. C., landed proprietor, Matara
2. 2\*Gooneratne, H. C., pensioner and landed proprietor, Broadway, Matara
- 3\*Karunaratne, Hewa Boruppage David, Godapitiya
- 4\*Senaratne, Jonathan, Katukurundu Kele estate, Mirissa

H. V. F. ABAYAKOON,  
Additional Deputy Fiscal, Matara.

Deputy Fiscal's Office,  
Matara, November 22, 1935.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

- No. 4,789. In the matter of the insolvency of Ranapura-dewage Sedrick Fernando of Wanawahala, Kelaniya, carrying on business as R. J. Fernando & Sons at Pettah, 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 February 4, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
November 20, 1935. Secretary.

In the District Court of Colombo.

- No. 4,858. In the matter of the insolvency of Don Frederick Suraweera of Wennewatta, Seda-watta.

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 February 4, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
November 20, 1935. Secretary.

In the District Court of Colombo.

No. 4,814. In the matter of the insolvency of Mohideen Shahul Hameed of 62, 2nd Cross street, Pettah, Colombo, and presently of 613, 3rd Division, Maradana, 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 February 11, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
November 20, 1935. Secretary.

In the District Court of Colombo.

No. 4,913. In the matter of the insolvency of Rawanna Mana Avenna Nallasivam Pillai of 29, Kacheheri road, Colombo.

WHEREAS Haji Mohamed Haji Osman of Dhoraji in Kathiawar District in India, has filed a petition for the sequestration of the estate of the above named Rawanna Mana Avenna Nallasivam Pillai, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Rawanna Mana Avenna Nallasivam Pillai insolvent accordingly; and that two public sittings of the court, to wit, on December 17, 1935, and on January 21, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,  
November 20, 1935. Secretary.

In the District Court of Colombo.

No. 4,921. In the matter of the insolvency of Harold Eric Reimers of 9/52, Vihare lane, Wellawatta, Colombo.

WHEREAS the above-named Harold Eric Reimers has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by B. M. Fernando of Vihare lane, Wellawatta, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Harold Eric Reimers insolvent accordingly; and that two public sittings of the court, to wit, on January 21, 1936, and on February 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,  
November 20, 1935. Secretary.

In the District Court of Colombo.

No. 4,922. In the matter of the insolvency of Edmund Danbar Lancelot Ephraums of 108, High street, Wellawatta.

WHEREAS the above-named Edmund Danbar Lancelot Ephraums has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by W. H. de Kretser of Charmaine, Buller's road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Edmund Danbar Lancelot Ephraums insolvent accordingly; and that two public sittings of the court, to wit, on January 21, 1936, and on February 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,  
November 25, 1935. Secretary.

In the District Court of Tangalla.

Insolvency In the matter of the insolvency of Abdul  
No. 3. Rahim Osman of Hambantota.

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, 1935, for the appointment of an auditor.

By order of court, M. N. PEIRIS,  
November 16, 1935. Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

Nawalage Andris Cooray of Gangodawila in Palle pattu of Salpiti korale ..... Plaintiff.

No. 3,251. 38 Vs.

Paulis Joris Edirisinghe, also of Gangodawila aforesaid ..... Defendant.

NOTICE is hereby given that on Monday, January 6, 1936, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 28, dated December 8, 1933, attested by T. D. S. A. Dissanayake, 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 November 5, 1935, for the recovery of the sum of Rs. 427.50, with interest on Rs. 400 at 16½ per cent. per annum from May 24, 1935, to June 21, 1935, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of suit, viz.:—

1. At 1 p.m.—All that undivided ¼ part or share of Meegahakumbura, situated at Mirihana in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; and bounded on the north by Nawinnakumbura, east by the field of Edirisinghage Siman Joris, south by Fonsekagewatta, and on the west by Meegahawatta; containing in extent about 4 bushels of paddy sowing or 3 acres 3 roods and 39 perches.

2. At 1.30 p.m.—All that undivided ½ share of the ½ share of Moragahawatta alias Maragahawatta or Meegahawatta, situated in the said village; and bounded on the north by the land of Daniel Joris, east by the land of Edirisinghage Bastian Joris, south by Alubogahawatta, and on the west by the land of Edirisinghage Adirian Joris; containing in extent 1 acre and 2 roods and everything belonging thereto.

Prior registration M 248/246-247.

Fiscal's Office,  
Colombo, November 27, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

### Central Province.

In the District Court of Colombo.

N. R. M. N. Ramanathan Chettiar of 188, Sea street, Colombo ..... Plaintiff.

No. 4,006. Vs.

S. A. Abdul Rahiman Saibo of Norwood bazaar, Norwood, Hatton ..... Defendant.

NOTICE is hereby given that on Monday, December 23, 1935, at 10 A.M. will be sold by public auction at Norwood bazaar, Norwood, the following property mortgaged with the plaintiff by bond No. 626 dated February 9, 1932, and attested by S. Sivasubramaniam, Notary Public of Colombo, 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 1, 1935, for the recovery of the sum of Rs. 8,050.17, with legal interest thereon from October 1, 1935, till payment in full and costs of suit and poundage, viz.:—

(1) Fifty tins biscuits, (2) 40 tins salmon, (3) 80 tins condensed milk, (4) 4 tins barley, (5) 2 tins jam, (6) 4 tins lozenges, (7) 8 tins arrowroot, (8) 3 bottles lozenges, (9) 2 tins flour, (10) 7 tins baking powder, (11) 4 doz. packets matches, (12) 7 packets of yeast, (13) 4 soda powder bottles, (14) 1 bottle sherbet, (15) 2 bottles ghee, (16) 1 bag of sugar, (17) 1 tin of coconut oil, (18) 2 lb. of ghee, (19) 27 empty zinc boxes, (20) 2 bicycle tubes, (21) 1 clock, (22) 23 lamp chimneys, (23) 3 enamel chembuss, (24) 9 enamel jugs, (25) 11 enamel saucers, (26) 1 enamel spittoon, (27) 12 packets of envelopes, (28) 3 towels, (29) 1 typewriter, (30) 42 yards imitation silk, (31) 35 yards of Japanese cloth, (32) 3 buckets, (33) 3 counter tables, (34) 1 boiler, (35) 7 almirahs, (36) 1 iron safe, (37) 1 cash box, (38) 2 petromax lamps, (39) 9 glazed zinc tins, (40) 4 tables, (41) 9 chairs, (42) 2 gramophones, (43) 20 pictures, (44) 200 gramophone records, (45) 15 lb. of lozenges, (46) 26 bottles, (47) 4 tumblers, (48) 9 cups, (49) 3 enamel glasses, (50) 3 brass cups, (51) 2 big tables, No. (52) already sold, (53) 1 cauldron, (54) 4 aluminium spoons, (55) 8 cups, (56) 1 tumbler, (57) 83 baking trays, (58) 25 yards of firewood, (59) 30 lb. of sugar, (60) 35 lb. of soft sugar, (61) 1 old Singer Sewing machine, (62) 50 sacks, (63) 2 old tables, (64) 1 broken almirah, (65) 6 old water pipes, (66) 1 old bushel, (67) 2 spades with wooden handles, (68) 250 bricks, (69) 1 old window frame,

(70) 2 boxes with glass sheets, (71) 4 empty tins, (72) 1 old boiler, (73) 2 teal pieces, (74) 2 aluminium chembus, (75) 4 zinc boxes, (76) 30 lb. of dried grapes, (77) 24 lemonade bottles, (78)  $\frac{1}{2}$  bale of newspapers, (79) 20 rolls, (80) 6 packing cases, (81) 50 lb. of rulan flour, (82) 10 tins of sardines, (83) 10 toy guns, (84) 2 aluminium chembus, (85) 1 small saucepan, (86) 4 pairs cups and saucers, (87) 1 aluminium tray, (88) 10 rolls of bandages, (89) 1 box of safety pins, (90) 2 packets of buttons, (91) 5 packets of pencils, (92) 12 packets of large pencils, (93) 1 packet slate pencil, (94) 1 torch light, (95)  $\frac{1}{2}$  roll of lamp wick, (96) 2 boxes of gramophone needles, (97) 2 rools of red twine, (98) 5 writing pads, (99) 8 tops, (100) 2 packets of thread, (101) 5 packets of coat buttons, (102) 2 empty soap boxes, (103) 1 packet of tinsel (Saruwappitala), (104) 3 packets of pencils, (105) 2 packets of red ink, (106) 2 tops, (107) 1 toy, (108) 2 small clocks, (109) 3 ink bottles, (110) 1 powder packet, (111) 2 old torch lights, (112) 4 powder puffs, (113) 1 lamp, (114) 1 tin face powder, (115) 32 wooden combs, and the fittings and furniture and the book debts due to the defendant, nothing excepted and all the estate, right, title, interest, and claim whatsoever of the said defendant in, to, the said business mortgaged by the defendant including the good will thereof.

Fiscal's Office,  
Kandy, November 25, 1935.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Herbert John Goddard Marley of Castle Milk estate in  
Gampola ..... Plaintiff.

No. 45,292.

Vs.

(1) Ratnayake Mudiyansele *alias* Vedegedera Dingiri  
Ammam of Orange Field Group, Gampola, and  
others ..... Defendants.

NOTICE is hereby given that on Saturday, December 21, 1935, at 12 noon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 327 dated March 3, 1927, and attested by Mr. M. J. Taylor, Notary Public of Kandy, 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 November 28, 1934, for the recovery of the sum of Rs. 17,556.25, plus Rs. 718.75 balance interest due up to November 30, 1935, and further interest from that date at 9 per cent. per annum till payment in full and poundage, viz. :—

1. All that portion in extent 14 acres 3 roods and 35 perches marked "A" in the plan dated August 12, 1896, and made by S. Karthigaser, Licensed Surveyor, situate at Atabage Pallegama in Kandukara Ihala korale of Udapalata in the District of Kandy, Central Province; and which said portion in extent 14 acres 3 roods and 35 perches is bounded on the north by Koskolle estate, Emanis Silva's estate, and Jame's estate, on the north-east by paddy fields, the property of Thavithiawatte Punchimalie, Jame's property and Emanis Silva's estate, south-east by the property of Kuddy Kannu; property of Menika, and property of Oruthalis, south by the property of Kuda Duraya, property of Kathirai and paddy fields, and west and north-west by a portion of Samymallay estate in extent 3 acres and 16 perches and marked "B" in the aforesaid plan, P. Vaithilingam Pulley's estate and Emanis Silva's estate, with everything thereon.

2. All that portion in extent 8 acres 2 roods and 6 perches marked "C" in the aforesaid plan, situate at Atabage Pallegama aforesaid; which said portion in extent 8 acres 2 roods and 6 perches is bounded on the north by the portion of the said Samy Mallay estate in extent 3 acres and 16 perches and marked "B" in the aforesaid plan, property of Kathirai and paddy fields, east by the chena of Nawalai Kuda Duraya, south by land claimed by natives, and west by P. Vaithilingam Pulley's estate, with everything thereon.

Which said two portions of land are parts and parcels of all that estate called and known as Samy Mallay estate, situate at Atabage Pallegama aforesaid; and bounded on the north by Koskolle estate, Emanis Silva's estate, and Jame's estate, north-east by paddy fields and property of Thanithiyawatte Punchimalie Jame's property and Emanis Silva's estate, south-east by property of Kuddy Kannu, property of Menika, and property of Oruthalis, south by the property of Kuda Duraya, property of Kathirai paddy fields and the chena of Nawalai Kuda Duraya, south-west by land claimed by natives, and west and north-west by P. Vaithilingam Pulley's estate and Pamis Silva's estate; and containing in extent 26 acres 2 roods and 17 perches according to the figure of survey thereof dated August 12, 1896, and made by S. Karthigesar, Licensed Surveyor.

3. All those seven allotments of lands now forming one property called and known as Millagodapatana, situate at Pallegama aforesaid; and bounded on the north by the land described in T. P. 16,666 and land claimed by natives, east by land claimed by natives and land described in T. P. 92,949, south and south-east by Millagoda Kopiewatta and land described in T. P. 92,949, south-east by Millagollewatta, and west by Egodawatte Punchage Kumbura, Menikage Asweddumakumbura, Jeyan Appuge Asweddumakumbura, Asweddumakumbura, Ukkuge Vitarakumbura, and property of Appuwa Vidane; and containing in extent 20 acres and 2 roods according to the figure of survey thereof dated October 17, 1907, made by S.W. Spencer, Licensed Surveyor, with everything thereon, and all the right, title, interest, and claim whatsoever of the 1st defendant in, to, upon, or out of the said several premises mortgaged by the 1st defendant.

Fiscal's Office,  
Kandy, November 26, 1935.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Mottaya Aruma Pillai's son Sithambaram Pillai of  
Alawathugoda in Udugampaha of Harispattu .. Plaintiff.

No. 45,588.

Vs.

Sinniah Muttusamy Daniel of Weligalla in Galasiyapattu of Harispattu ..... Defendant.

(1) Ramasamy Kangany's daughter Paripooranam,  
(2) Joseph Selladurai of Weligalla by his guardian  
*ad litem* the first, ..... Added Parties.

NOTICE is hereby given that on Saturday, January 4, 1936, commencing at 2 P.M. will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bonds Nos. 217 dated October 22, 1924, 415 dated September 15, 1925, and 1123 dated August 2, 1928, all attested by M. Ameen, Notary Public of Kandy, 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 November 11, 1935, for the recovery of the sum of Rs. 1,400, with interest @ Rs. 1,350 at 9 per cent. per annum from June 21, 1934, till payment in full and poundage, viz. :—

*Schedule A referred to.*

1. An undivided  $\frac{1}{4}$  part or share from and out of all that land called Karatthehena *alias* Teliatthehena, situate at Weligalla in Galasiyapattu of Harispattu in the District of Kandy, Central Province, in extent about 3 amunams paddy sowing; and bounded on the north by ella of Teliattekumbura, east by the ditch of the garden belonging to Hamy and by demada of Radadeniyegederahena, south by the ditch of the field belonging to Radadeniyegedera, and west by Mala-ela of Apullanagewatta.

2. An undivided  $\frac{1}{4}$  part or share from and out of all that land called Kanthehena, situate at Weligalla aforesaid, in extent about 3 amunams paddy sowing; and bounded on the north by ella of Teliattegederakumbura, east by the agala of Hamy's garden and agala of Radadeniyegederahena, south by ella of Totapoladeniyakumbura, west by Mala-ela Apullanagehena.

3. An undivided  $\frac{2}{12}$  part or share from and out of all that land called Kanatthehena of about 3 amunams in paddy sowing extent, situate at Weligalla aforesaid; and bounded on the north by ella of Teliattegederakumbura, east by the agala of Hamy's garden and agala of Radadeniyegederahena, south by ella of Totapoladeniye, west by Maha-ela of Apullanagehena, all adjoining one another and could be included in one survey.

4. The northern portion in extent 1 pela paddy sowing from the west 2 pelas paddy from and out of all that land called Karatthehena *alias* Radadeniyegederahena of 6 pelas paddy sowing, situate at Gettawela in Galasiyapattu aforesaid; and which said 1 pela is bounded Gam Ima of Weligalla, east by the ima of the remaining portion of this land belonging to Bilinda Duraya, south by the stone fence and jak tree of the boundary of the remaining portion of this land and west by the ima of Hawadiya Durayahena, and registered in H 116/175, 168/252, 176/206, 207.208 H 147/139, 154/1, at the Kandy Registry Office.

*Schedule B referred to.*

All that southern portion of 15 labas in paddy sowing extent from and out of all that allotment of land called Pindeniyehehena of 3 pelas in paddy sowing extent, situate at Gettiyawela in Galasiyapattu of Harispattu; and which said southern portion is bounded on the north by the limit of the remaining portion of the same land, east by the ela, south by the fence of Horatala's garden, and west by the ditch and registered in H. 154/198 at the Kandy Land Registry Office.

*Schedule C above referred to*

1. All that portion of 2 pelās paddy sowing extent towards the west from and out of all that land called Karathehena (now watta) about 6. pelās paddy sowing extent, situate at Gettiyawela aforesaid; and which said portion of 2 pelās paddy sowing towards the west is bounded on the north by Weligalla Gam Ima, east by the remaining portion of this land, south by the agala of the garden belonging to Kiri Ungu, and west by Wahumpuregedera Mala Ela with a like share of the plantation and everything thereon.

2. An undivided  $\frac{1}{2}$  part or share of the eastern one pela paddy out of Karathehena from and out of all those contiguous lands called Theliyaikumbura of about 6 lahas paddy sowing, Theliyathewatta of 1 laha in paddy sowing and 1 pela paddy towards the east of Karathehena all of the aggregate extent of 17 lahas paddy sowing, situate at Weligalla aforesaid; and which said 17 lahas paddy sowing is bounded on the north by Kira's and Hapi land, east by agala and ella, south by the imaniyara and agala of Unguge kumbura, west by the ima and fence and registered in H 116/175, 168/252 at the Kandy Land Registry Office, 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.

Fiscal's Office,  
Kandy November 19, 1935.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Mona Awanna Sidambaram Pillai of Syston estate,  
Alwatugoda ..... Plaintiff.

No. 46,243.

Vs.

(1) Nawanna Arumugam Rainar, (2) Nawanna Theraviyam, (3) Olimudu's daughter, Somuga Vadivu, and her husband (4) Nawanna Arumugam Perumal, all of Gurudeniya in Pata Hewaheta ..... Defendants.

NOTICE is hereby given that on Saturday, January 11, 1936, commencing at 2 p.m., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 1962 dated October 27, 1928, attested by E. H. Wijenaike, Notary Public of Kandy, 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 22, 1935, for the recovery of the sum of Rs. 9,848.82, with further interest on Rs. 7,000 at the rate of 13 $\frac{1}{2}$  per cent. per annum from February 23, 1935, till May 24, 1935, and thereafter legal interest on the aggregate amount till payment in full and the costs of this action and poundage, viz. :—

All that portion of land marked No. 2 in the plan of survey made by Geo E. de La Motte, Licensed Surveyor (on which plan the allotment of which the said portion forms part is shown as having been surveyed in the month of June, 1909, and has having been subdivided on January 9, 1919), containing in extent 12 acres and 21 $\frac{1}{2}$  perches according to the said plan from and out of all that allotment of land called Kurunduwatta or Wooden estate, containing in extent 48 acres 2 roods and 6 perches and marked "A" on the said plan made by the said Surveyor in the month of June, 1909, and filed of record in partition suit No. 20,062 of the District Court of Kandy, situate at Gurudeniya in Gandahaye korale of the Pata Hewaheta division of the District of Kandy, Central Province; and which said portion of land marked No. 2 is bounded on the north by the property of Lady de Soysa, east by the portion of land marked No. 3 in the said plan allotted to Enakulamuttu alias Sappani Awatta Perumal, south by Appuhamy's garden and Pusumba's garden, and west by the portion of land marked No. 1 in the said plan allotted to Enakulamuttu Sappani Perumal, together with the buildings, plantations, and everything thereon, and registered in G. 130/104.

Which said portion of land has been otherwise described as follows :—

(a) All that estate plantations and premises called and known as Wood End estate, situate at Gurudeniya aforesaid; and bounded on the north by Mr. Soysa's estate, east and south by Awatta Perumal's estate, and west by E. S. Fernando's estate; containing in extent about 12 acres; and

(b) All that estate plantations and premises called and known as Wooden estate alias Kurunduwatta, situate at Gurudeniya aforesaid; and bounded on the north by the property of Lady de Soysa's, east by portion of land marked No. 3 allotted to Enakulamuttu alias Sappani Awatta Perumal's, South by Appuhamy's garden and Puncha's garden, and west by lot marked No. 1 allotted to

E. K. S. Perumal; and containing in extent 12 acres and 21 $\frac{1}{2}$  perches, 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.

Fiscal's Office,  
Kandy, November 20, 1935.

H. C. WIJESINHA,  
Deputy Fiscal.

**Southern Province.**

In the District Court of Galle.

Weliwitiye Aittagamage Piyadasa of Pilane, presently  
of China Garden ..... Plaintiff.

No. 29,235.

Vs.

Madinage Thoronis of Pitiduwa and others .. Defendants.

NOTICE is hereby given that on Saturday, December 21, 1935, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

*Against 7th defendant.*

1. All that defined lot marked letter C of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu of Galle District, Southern Province, together with all the buildings standing thereon; and bounded on the north by lot B of this land, east by lot B of this land, south by high road, and west by lot D of this land; containing in extent about 30 perches more or less.

2. All that defined lot marked letter C1, together with all the buildings standing thereon of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu of Galle District, Southern Province in the Island of Ceylon; and bounded on the north by the high road, east by road to temple, south by Bodaragama temple, and west by lot G of this land; containing in extent about 8 perches more or less.

*Against 1st defendant.*

3. All that defined lot marked letter D, together with all the buildings standing thereon of the land called Bodaragamawatta, situated at Habaraduwa aforesaid; and bounded on the north by lot B of this land, east by lot C of this land, south by high road, and west by Bogahawatta; containing in extent about 30 perches more or less.

4. All that defined lot marked letter D1, together with all the buildings standing thereon of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by Bogahawatta, east by high road, south by reservation for path or lots marked J. I. H. and E of this land, and west by Hunumelladuwa; containing in extent about 2 roods more or less.

*Against 8th defendant.*

5. All that defined lot marked letter E of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by reservation for path or lot marked D1 of this land, east by high road, south by lot F of this land, and west by lot H of this land; containing in extent 16.91 perches.

*Against 11th defendant.*

6. All that defined lot marked letter F of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by lot E of this land, east by high road, south by lot G of this land, and west by Bodaragama temple; containing in extent 14.99 perches.

*Against 12th defendant.*

7. All that defined lot marked letter G, together with all the buildings standing thereon of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the east by lot C1 of this land, north by high road, south by Bodaragama temple, and west by lot F of this land; containing in extent 18.45 perches.

*Against 17th and 18th defendants.*

8. All that defined lot marked letter H of the land called Bodaragamawatta, situated at Habaraduwa aforesaid; and bounded on the north by reservation for path or lot D1 of this land, east by lot E of this land and Bodaragama temple, south by lot B2 of this land, and west by lot 1 of this land; containing in extent 9.23 perches.

*Against 10th defendant.*

9. All that defined lot marked letter I of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by reservation for

path or lot D1 of this land, east by lot H of this land, south by lot B2 of this land, and west by lots J, K, and L of this land; containing in extent 7.49 perches.

Against 2nd defendant.

10. All that defined lot marked letter J of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by reservation for path or lot D1 of this land, east by lot I of this land, south by lot K of this land, west by reservation for path or Hunumelladuwa; containing in extent 2.50 perches.

Against 3rd defendant.

11. All that defined lot marked letter K of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by lot marked J of this land, east by lot marked letter I of this land, south by lot marked letter L of this land, and west by reservation for path or Hunumelladuwa; containing in extent 2.50 perches.

Against 4th defendant.

12. All that defined lot marked letter L of the land called Bodaragamawatta, situated at Habaraduwa in Talpe pattu aforesaid; and bounded on the north by lot K of this land, east by lot I of this land, south by lot B2 of this land, and west by reservation for path or Hunumelladuwa; containing in extent 2.50 perches.

Writ amounts.—Rs. 138.8 from 7th defendant, Rs. 183.73 from 1st defendant, Rs. 44.15 from 8th defendant, Rs. 8.49 from 11th defendant, Rs. 10.45 from 12th defendant, Rs. 5.23 from 17th and 18th defendants, Rs. 4.25 from 10th defendant, Re. 1.42 from 2nd defendant, Re. 1.42 from 3rd defendant, Re. 1.42 from 4th defendant, and writ costs, Rs. 16.37.

Fiscal's Office,  
Galle, November 26, 1935.

K. T. S. AGURUSINHE,  
Deputy Fiscal.

In the District Court of Galle.

Paulis Ponnamparuma of Kumbalwella, Galle... Plaintiff.  
No. 30,386. Vs.

Nagoda Vitanage Marshall of Bope, Galle... Defendant.

NOTICE is hereby given that on Saturday, December 21, 1935, commencing at 1.30 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. :—

1. All that undivided  $\frac{1}{12}$  part or share of the soil and of all the fruit trees of the undivided Weliwatta out of the adjoining and contiguous lands called Dodangahawitawatta of about  $1\frac{1}{2}$  acres in extent, Pinwatta of 3 roods in extent, and Weliwatta of 3 roods in extent, situate at Aluttanayangoda in Mapalagama in the Gangaboda pattu of the District of Galle, Southern Province, and together bounded on the north by Hikkaduwehewatta and Werawela, east by Urawatta, south by Gin-ganga, and on the west by Gorakawalagewatta, Tantirigewatta, and Kehelenewatta.

2. All that undivided  $\frac{1}{2}$  part or share of the soil and of all the fruit trees of the undivided Talpegewatta of about 1 acre in extent out of the contiguous and adjoining lands called Jalatgewatta, Hompalaplenewatta, Hinguradowewatta, and Talpegewatta, situate at Aluttanayangoda aforesaid; and together bounded on the north by Kanuderiyanana and owita, and on the east by Sooriyawatta-owita, on the south by Gin-ganga, and on the west by Ellegewatta and Chaliyagewatta; and containing about 3 acres in extent.

3. All that undivided  $\frac{1}{12}$  part or share of the soil and of the remaining fruit trees exclusive of the undivided planter's half share of the new plantation of the land called Diganewatta, situate at Aluttanayangoda in Mapalagama aforesaid; bounded on the north by Keeninwitiya, on the east by Tantiridigane-wita, on the south by Gin-ganga, and on the west by Mahadiganewatta; and containing about 2 acres in extent.

4. All those undivided  $\frac{7}{16}$  parts or share of the soil of the land called Indurumullekumbura, situate at the said village; bounded on the north by Diyambegodawatta, on the east by footpath, on the south by Murutangahawitawagura and Ponnangewagura, and on the west by Maaskumbura; and containing about 12 kurunies of paddy sowing extent of the soil.

5. All those undivided  $\frac{7}{16}$  parts of the shares of the soil of the land called Halgahaliyadda, situate at Aluttanayangoda aforesaid; bounded on the north by Nugahawitawatta, on the east by Diyambegodawatta, on the south by Goluwekumbura, and on the west by Halgahawaturawa *alias* Marakkalayawaturawa; and containing about 12 kurunies of paddy sowing extent of soil.

6. The entire soil and all the fruit trees of the land called Diyambegodawatta, situate at Aluttanayangoda aforesaid; and bounded on the north by Kandewatta, on the east by Diyambegodapotuwila, on the south by Indurumullekumbura, and on the west by Halgahaliyadda and the lower portion of the same land; and containing 1 acre 3 roods and 23 perches in extent.

7. The entire soil and all the fruit trees of the land called Talawitiyegewatta and Balagedarawatta, situate at Aluttanayangoda aforesaid, and bounded on the north by Gonmudugodagewatta, on the east by Kongodagewatta, on the south by Gin-ganga, and on the west by Halgadarawatta; and containing about  $1\frac{1}{2}$  acres in extent.

8. All that undivided  $\frac{1}{2}$  part or share of the soil and of all the fruit trees of the land called Korakolagewatta, situate at Aluttanayangoda in Mapalagama aforesaid; bounded on the north by Weliwatta, on the east by Dodangahawatta, on the south by Gin-ganga, and on the west by Tongodawatta; and containing in extent about  $1\frac{1}{2}$  acres.

9. The entire soil and all the fruit trees of the land called the defined lot marked No. 3 of Jalatgewatta and Hompalaplenewita, situate at Aluttanayangoda in Mapalagama aforesaid; bounded on the north by Gansabhapara, on the east by lot marked No. 2 of the same land, on the south by Gin-ganga, and on the west by Chaliyagewatta and Talpegewatta; and containing 1 acre 22 perches in extent.

Amount due: Rs. 622.80 with interest thereon at 9 per cent. per annum from November 10, 1931, till payment in full, less a sum of Rs. 85.

Fiscal's Office,  
Galle, November 23, 1935.

M. RAJENDRA,  
Deputy Fiscal.

In the District Court of Galle.

Andirid *alias* Anandasa de Silva Warusavitana of Hikkaduwa... Plaintiff.  
No. 33,772. Vs.

Nanayakurawasan Karijjawatte Premawathi Nona of Alutkuala, Hikkaduwa... Defendant.

NOTICE is hereby given that on Monday, December 23, 1935, 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 the soil and fruit trees of the defined lots marked letters A and B of the land called Delgahaduwwewatta, situated at Diviture in Gangaboda pattu of Galle District, Southern Province; and bounded on the north by Mahanayarawela and Ambalamalangawela, east by Kiribatawela and Ratmeherabedda, south by lot marked C of the same land, and on the west by the Crown land called Kotawila; containing in extent 22 acres 1 rood and 9.12 perches.

Fiscal's Office,  
Galle, November 21, 1935.

M. RAJENDRA,  
Deputy Fiscal.

In the District Court of Matara.

Awalakara Galappattige Allis Silva of Weligama... Plaintiff.  
No. 9,571. Vs.

(1) Charles Thomas Weeraratne Jayasuriya of Talbot estate, Pitaduwa Pathagama, (2) Lokubadu Jayasuriya Patabendige Sarnelis Silva of Weligama... Defendants.

NOTICE is hereby given that on Saturday, December 21, 1935, commencing at 2.30 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 a sum of Rs. 213.05, with legal interest from August 3, 1935, less a sum of Rs. 150.31 recovered, viz. :—

Property of the 2nd defendant

All that undivided  $\frac{1}{20}$  share of soil and paraveni fruit trees and the buildings Nos. 2 and 9 in plan of survey No. 975 made by Mr. S. E. Fernando, Surveyor, and filed of record in case No. 9,175, D.C., Matara, of the land called Lokubadu Jayasuriya Patabendige Wellewatta, situated at Weligama in the Weligama korale of Matara District, Southern Province; and bounded on the north by a path and Muhana Mangawatta, east by seabeach, south by Jayaweerakoratuwa, and on the west by Julgahakoratuwa and Sudirikkubadugewatta; and containing in extent about 2 roods and 27 perches.

Deputy Fiscal's Office,  
Matara, November 25, 1935.

H. V. F. ABAYAKOON,  
Additional Deputy Fiscal.

In the District Court of Tangalla.

Don Davith Senerat Vidana Arachchi of Modaragam-palata ..... Plaintiff.  
No. 3,745. Vs.

Arukatti Patabendige Appusinno of Welipatan-wila ..... Defendant.

NOTICE is hereby given that on Saturday, December 21, 1935, commencing at 10 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 mortgaged property for the recovery of Rs. 2,000 with legal interest on Rs. 2,000 from October 18, 1935 and poundage, viz. :—

(1) All that undivided 23/120 shares of the soil and of the plantations, the entirety of 13 cubits tiled house, together with an undivided one-half share of the 13 cubits old house standing thereon, of the land called Kongahawatta *alias* Suriyagahawatta, in extent about 1 acre, situated at Welipatanwila in East Giruwa pattu of Hambantota District; and bounded on the north by Watawala, east by Simon Appugewatta, south by the seashore, and west by Mahaopisaramahatmayagewatta.

(2) All that undivided 2/15th shares of the soil and of the plantations of the land called Debaragahawatta, in extent 2 acres, situated at Welipatanwila aforesaid; and bounded on the north by Watawala, east by Mathesgewatta, south by the seabeach, and west by Dwanappugewatta.

(3) All that undivided 2/7th shares of the field called Palugahakumbura, in extent 10 acres, situated at Beminiyanwila; and bounded on the north by the field belonging to Paramadige Nikulas and others, east by Crown land, south by the field belonging to Uparis Silva Daluwatta and others, and west by Badalwagura.

Deputy Fiscal's Office, A. L. M. NOOR MOHAMED,  
Tangalla, November 23, 1935. Additional Deputy Fiscal.

### Northern Province.

In the District Court of Jaffna.

Sivaratnam, daughter of Paramu Eliathambay of Kopay South ..... Plaintiff.  
No. 8,317. Vs.

Sabapathy Kanagaratnam of Vannarponnai East and others ..... Defendants.

NOTICE is hereby given that on Saturday, December 21, 1935, at 11 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 556, with interest thereon at the rate of 9 per cent. per annum from July-11, 1935, till payment in full, poundage and charges, viz. :—

A piece of land situated at Kilinochchy in Paranthan parish, Karachchy Division of the Jaffna District, Northern Province, called Eranamadukkadu, in extent 104 acres and 18 perches, of this 80 acres on the southern side is bounded on the east and south by I. S. P. P. 6 lot No. 20, north by the rest of the property, and west by Vanadiaru,

Fiscal's Office, S. TURAIYAPPAH,  
Jaffna, November 25, 1935. Deputy Fiscal.

### North-Western Province.

In the District Court of Chilaw.

(1) Phillip Marandu wife, (2) Lucy Katpagam, both of Chilaw ..... Plaintiffs  
No. 10,229. Vs.

(1) Syed Ammal, widow of the late A. S. M. Moham-madu Usuff Rawther of Alagankulam in India by attorney A. S. M. Mohammado Rawther of Bazaar street, Chilaw, present of 222, Main road, Taiping, F. M. S., (2) A. S. M. Mohammado Mustafar of 222, Main road, Taiping, F. M. S., (3) A. S. M. Abdulla of Alagankulam in India, (4) A. S. M. Abdal Rahiman, (5) A. S. M. Mariam *alias* Mariam Beebee of Alagan-kulam in India, by attorney, (6) A. S. M. Mohammado Rawther of 222, Main road, Taiping, F. M. S., (7) A. S. M. Mohammado Rawther of 222, Main road, Taiping, F. M. S., (8) A. S. M. Moham-madu Hussien of Bazaar street, Chilaw ..... Defendants.

NOTICE is hereby given that on Friday, December 20, 1935, 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 decreed property for the recovery of the sum of Rs. 20,000 and poundage, viz. :—

All that contiguous and now form one land called Timbiriwewawatta, situate in the villages Karauwewa and Thimbiriwewa, which adjoin each other in Kinyama and Yagampattu korales of Katugampola halpattu, in the District of Kurunegala, North-Western Province; and bounded on the north by paddy field belonging to villagers and T. P. 310,718, east by Yagampattu boundary, south by land of Puncha Duraya, land of Peduru Fernando, land of N. E. D. S. Wickremenayake, and Yagampattu boundary, west by road from Tuntota to Bingiriya, land of Kotuwa and others, and T. P. 308,129; and containing in extent within the said boundaries 46 acres 3 roods and 1 perch and depicted in plan No. 443 dated September 13, 1928, made by C. Rajaratnam, Licensed Surveyor, and registered in C 512/199.

Fiscal's Office, R. S. GOONESEKERA,  
Kurunegala, November 19, 1935. Deputy Fiscal.

In the Court of Requests of Chilaw.

Suna Pana Nana Puna Panā Narayanan Chettiar of Madampe ..... Plaintiff.  
No. 26,658. Vs.

(1) Suse Fernando Pedro Pulle and (2) Rajaguru Senapathy Ramiah, both of Perappenkuliya. Defendants.

NOTICE is hereby given that on Saturday, January 18, 1936, commencing from the 1st land 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. 326.25 and poundage, viz. :—

(1) An undivided  $\frac{1}{2}$  share of Thalghamulagala bearing lot 325 in plan No. 1,930 and of the buildings and plantations standing thereon, situate at Pirappankuliya in Munnessara pattu of Pitigal korale north in the District of Chilaw, North-Western Province; and bounded on the north by lot 322 in plan No. 1,930 belonging to Gnana Muttu Nadar, east by the field called Mahawela, south by lot 16 in plan No. 669, and west by the land belonging to the villagers; containing in extent 2 acres and 11 perches. Subject to mortgage bonds No. 6,674 dated December 20, 1926 for Rs. 600 and No. 6,642 dated November 30, 1926, for Rs. 1,000 and interest.

(2) The land called Thalghamulagala bearing lot 324 in plan No. 1,930, with the buildings and plantations standing thereon, situate at Pirappankuliya aforesaid; and bounded on the north by the portion of land bearing lot 323 of the aforesaid plan belonging to Manuel Pulle, east by the land belonging to Podi Singho and Elaris, south by the land belonging to Elaris Naide and the field Mahawela, and west by portion of land bearing lot 322 in aforesaid plan belonging to Gnana Muttu Nadar; containing in extent 5 acres 1 rood and 20 perches. Subject to the above-mentioned mortgage bonds.

Deputy Fiscal's Office, L. F. ROSA,  
Chilaw, November 25, 1935. Additional Deputy Fiscal.

### Province of Uva.

In the Court of Requests of Badulla.

K. Pederick Silva of Badulla ..... Plaintiff.  
No. 8,085. Vs.

D. Balasuriya of Hindapola in Badulla ..... Defendant.

NOTICE is hereby given that on Saturday, January 11, 1936, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 270, with legal interest thereon from April 5, 1935, till payment in full and costs of suit, Rs. 25.25, less Rs. 100, paid by the defendant, viz. :—

All that tiled building only standing on the land called Assweddumakumbura bearing assessment No. 1556A, situated in Kendala in the town of Badulla, in the Province of Uva, containing in extent about one amunam of paddy sowing; and bounded on the north and south by Weilla, east by the remaining portion of this field, and on the west by the Imaniyara of Hirikumbura.

Fiscal's Office, T. J. MENDIS,  
Badulla, November 20, 1935. Deputy Fiscal.



## Province of Sabaragamuwa.

In the District Court of Ratnapura.

Tuse Cooray Mohotti, Curumanselage Rokinu Cooray  
of Pinnawala ..... Plaintiff.  
No. 5,918.

Waduge Henry Fernando of Denagama ..... Defendant.

NOTICE is hereby given that on Friday, December 20, 1935, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 2,109.33, with interest on Rs. 1,250 at the rate of 16 per centum per annum from March 5, 1934, till May 2, 1934, and thereafter with legal interest on the aggregate till payment in full and costs Rs. 112.25 and poundage, viz. —

The land called and known as Pellegomuwwemukalana situate at Denagama in the Uduwaggam pattu of Kadamawa korale in the District of Ratnapura; bounded on the north by Crown forest, east by Crown forest, south by Galweta, and Landuken, west by kandura; containing in extent 16 acres and 17 perches, together with the tea plantation, the rubber plantation, and the buildings standing thereon and everything appertaining thereto; and registered under volume folio D 27/61.

Fiscal's Office, E. MUNASINHA,  
Ratnapura, November 29, 1935. Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Heenatigala Punchipattinige Lucia  
No. 7,349. Morais of Colombo, deceased.

Bamunusinghe Arachchige Podiappuhamy of Maradana  
in Colombo ..... Petitioner.

And

(1) Stanley Perera of Kotahena, (2) Mawel Perera of Wellampitiya, (3) Mahaliyana Arachchige Helena Perera of Dematagoda, (4) Welmina Perera of Kalutara North, (5) Paul Perera of Kotahena, (6) Theresa Perera of Kalutana, (7) Aloysius Perera of Colombo, (8) Patrick Perera of Colombo, (9) Simon Rajasoorya, (10) Angelina Hamine, (11) Martin de Saram, (12) Empi Mene, all of Balmwatta in Kotahena, (13) Thomas de Saram of 2nd Division, Maradana, (14) Podinona de Saram of 2nd Maligakanda road in Colombo ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on October 2, 1935, in the presence of Messrs. Perera & Senaratne, Proctors, on the part of the petitioner abovenamed; and the affidavit of the said petitioner dated October 2, 1935, 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 abovenamed or any other person or persons interested shall, on or before December 5, 1935, show sufficient cause to the satisfaction of the court to the contrary.

October 2, 1935. G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Sowanna Palanisamy Pillai of Paganeri,  
No. 7,377. Ramnad District, South India, deceased.

Pana Lana Mutturamalingam Pillai, son of Palanikumarupillai, Vellala caste, cultivator of Paganeri, Ramnad District, South India, presently of Sea street, Colombo ..... Petitioner.

And

(1) Sedaramu, (2) Manomani, and (3) Rukmani, all of Paganeri, Ramnad District, South India .. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 29, 1935, in the presence of Mr. S. A. Nalliah, Proctor, on the part of the petitioner abovenamed; and the affidavit of the said petitioner dated September 7, 1935, power of attorney in favour of the petitioner and the order of the Supreme Court dated June 22, 1935, having been read:

B 4

It is ordered (a) that the 1st respondent be and she is hereby appointed guardian *ad litem* of the minor the 2nd and 3rd respondents to represent them for all the purposes of this action and (b) that the petitioner be and he is hereby declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents abovenamed or any other person or persons interested shall, on or before December 5, 1935, show sufficient cause to the satisfaction of the court to the contrary.

October 29, 1935.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Magalla Arachchige Hendrick Perera of  
No. 7,386. Udahamulla, in the Palle pattu of Salpiti  
korale, deceased.

Magalla Arachchige David Perera of Udahamulla  
aforesaid ..... Petitioner.

(1) Magalla Arachchige Engaltina Perera, (2) ditto Agnes Perera, (3) Nitto Perera, (4) Matilda Perera Senaratna, (5) Gabriel Perera Senaratna, (6) Stanley Alfred Perera Senaratne, (7) Irene Perera Senaratne, all of Udahamulla aforesaid, (8) Welmillage Dona Leelawathi Jayatunga, (9) ditto Don Sanath Kumara Jayatunga, both of Pagoda in the Palle pattu of Salpiti korale, (10) Pagoda Ratnapala Thero of Subhadaramaya Temple at Gangodawala in the said pattu, (11) Welmillage Dona Kamalawathi Jayatunga, (12) ditto Don Maitriwardana Jayatunga, (13) ditto Don Chandrawansa Jayatunga, (14) ditto Don Methananda Jayatunga, (15) ditto Don Susiripala Jayatunga, all of Pagoda aforesaid, and (16) Khandawala Arachchige Edwin Perera of Udahamulla aforesaid; the 3rd, 6th, 7th, and 9th to 15th respondents are minors appearing by their guardian *ad litem* the 16th respondent above-named ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on November 7, 1935, in the presence of Mr. M. D. Goonetilleka, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 7, 1935, having been read:

It is ordered (a) that the 16th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 3rd, 5th, 6th, and 9th to 15th respondents above named, to represent them for all the purposes of this action, and (b) 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 12, 1935, show sufficient cause to the satisfaction of the court to the contrary.

November 7, 1935. C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Seena Kana Roona Seena Seena Thana  
No. 7,389. Chintamani Chettiar of Okkur, Ramnad  
District, South India, deceased.

R. Parthasarathy, son of Rengasamy Konar of Sea street, Colombo ..... Petitioner.

(1) Alamelu Achchi, (2) Seena Kana Roona Seena Seena Thana Nadarajan Chettiar, (3) Seena Kana Roona Seena Seena Thana Sidambaram Chettiar, (4) Seena Kana Roona Seena Seena Thana Athappa Chettiar, (5) Thailanayahi, all of Okkur, Ramnad District, South India; the 4th respondent above named is a minor, appearing by his guardian *ad litem* the 1st respondent above named ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., Acting District Judge of Colombo, on November 8, 1935, in the presence of Mr. R. Muttusamy, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 8, 1935, power of attorney in favour of the petitioner, and the order of the Supreme Court dated October 8, 1935, having been read:

It is ordered (a) that the 1st respondent be and she is hereby appointed guardian *ad vitem* of the minor, the 4th respondent above named, to represent him for all the purposes of this action; and (b) that the petitioner be and he is hereby declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 19, 1935, show sufficient cause to the satisfaction of the court to the contrary.

November 8, 1935.

C. NAGALINGAM,  
Acting District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Amutti Mohamed Muthalibu  
No. 7,390. also known as Moona Sayna Mohamed  
Muthalibu of Sappani Lebbe street,  
Melapalayam, Tinnevely District, in  
South India, deceased.

(1) Kattappillai Mohamadou Yoosoo, and (2) Seena  
Mecanna Mohamadou Ibrahim, both of 58, Third  
Cross street, in Colombo ..... Petitioners.

And

(1) Aminal Revi, (2) Amutti Nagor Meera Hajjar,  
both of Melapalayam aforesaid ..... Respondents.

THIS matter coming on for disposal before C.  
Nagalingam, Esq., Acting District Judge of Colombo, on  
November 8, 1935, in the presence of Mr. S. Somasundaram,  
Proctor, on the part of the petitioner above named; and  
the affidavits (1) of the 2nd petitioner dated November 6,  
1935, (2) of the attesting witnesses dated October 30, 1935,  
and (3) the order of the Supreme Court dated September 26,  
1935, having been read:

It is ordered that the last will of Amutti Mohamed  
Muthalibu, deceased, of which the original has been  
produced and is now deposited in this Court be and the  
same is hereby declared proved, and it is further declared  
that the petitioners are the executors named in the said  
will and that they are entitled to have probate thereof  
issued to them accordingly, unless the respondents above  
named or any other person or persons interested shall, on  
or before December 19, 1935, show sufficient cause to the  
satisfaction of this court to the contrary.

November 8, 1935.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Hormusjee Peroshaw Nagla of Colombo,  
No. 7,395. deceased.

Silla Munchershaw Kappawala of No. 307, Galle road,  
Colpetty, Colombo ..... Petitioner.

And

(1) Miss Najamai K. Nagla and (2) Miss Tehwina P.  
Nagla, both of Colombo ..... Respondents.

THIS matter coming on for disposal before C. Naga-  
lingam, Esq., Acting District Judge of Colombo, on  
November 14, 1935, in the presence of Mr. B. K. Billimoria,  
Proctor, on the part of the petitioner above named; and  
the affidavit of the said petitioner dated October 8, 1935,  
having been read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as sister of the above-named deceased, to  
have letters of administration to his estate issued to her,  
unless the respondents above named or any other person or  
persons interested shall, on or before December 19, 1935,  
show sufficient cause to the satisfaction of the court to the  
contrary.

November 14, 1935.

C. NAGALINGAM,  
Acting District Judge.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment (with Codicil) of Walter Charles  
No. 7,401. Oswald, retired Tea Planter, sometime of  
Ferham, Talawakele, Ceylon and West-  
wood, Horeham road, Sussex, England,  
and latterly of Benhill Lodge, Benhill  
Wood road, Sutton, in the County of  
Surrey, England, deceased.

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

18, 1935, in the presence of Mr. J. F. vanLangenberg,  
Proctor, on the part of the petitioner, Stanley Frederick  
de Saram of Colombo; and (1) the affidavit of the said  
petitioner dated November 9, 1935, (2) the power of  
attorney dated August 21, 1935, and September 3, 1935,  
and (3) the order of the Supreme Court dated November  
6, 1935, having been read: It is ordered that the will of  
the said Walter Charles Oswald, deceased, dated June 17,  
1916 (and a codicil thereto dated July 1, 1930), 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 Stanley Frederick  
de Saram is the attorney in Ceylon the executors named  
in the said will, and that he is entitled to have letters of  
administration (with will annexed) issued to him accord-  
ingly, unless any person or persons interested shall, on or  
before December 5, 1935, show sufficient cause to the  
satisfaction of this court to the contrary.

November 18, 1935.

G. C. THAMBYAH,  
District Judge.

In the District Court of Negombo.

*Order Nisi.*

No. 2,984. In the Matter of the Intestate Estate of  
Ranamukadewage Hithoris Fernando of  
Yagodamulla, deceased.

Ranamukadewage Login Jinadasa of Yagoda-  
mulla ..... Petitioner.

Vs.

(1) Esselladewage Mary Nona, (2) Ranamukadewage  
Grace Fernando, (3) Ranamukadewage Lewis  
Fernando, all of Yagodamulla ..... Respondents.

THIS matter coming on for disposal before D. H.  
Balfour, Esq., District Judge of Negombo, on November  
12, 1935, in the presence of Mr. A. E. Rosa, Proctor, on the  
part of the petitioner; and the petitioner's petition and  
affidavit dated November 12 and November 11, 1935,  
respectively, having been read:

It is ordered that the petitioner be and he is hereby  
declared entitled, as a nephew of the above named deceased,  
to have letters of administration to the above estate issued  
to him, unless the respondents above named or any other  
person or persons interested shall, show sufficient cause to  
the satisfaction of this court to the contrary on or before  
December 2, 1935.

It is further ordered that the 3rd respondent be appointed  
guardian *ad vitem* over the 2nd respondent who is a minor  
for the purpose of this case, unless the respondents above  
named or any other person or persons interested shall, show  
sufficient cause to the satisfaction of this court to the  
contrary on or before December 2, 1935.

November 12, 1935.

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. Maddumage Carolis Perera (deceased),  
No. 2,611. of Tebuwana.

Maddumage Edwin Perera of Tebuwana ..... Petitioner.  
(1) Kottagodage Saro Nona Hamine, (2) Maddumage  
Cyril Perera, (3) ditto Lisa Perera, (4) ditto  
Karunawathy Perera, all of Tebuwana .... Respondents.

THIS matter coming on for disposal before N. M.  
Bharucha, Esq., District Judge of Kalutara, on June 10,  
1935, in the presence of Mr. K. E. Dalpatadu, on the part  
of the petitioner Maddumage Edwin Perera of Tebuwana;  
and the affidavit of the petitioner dated August 20, 1934,  
having been read:

It is ordered that the petitioner above named, be and he  
is hereby declared, as son of the above-named, deceased,  
to have letters of administration to his estate issued to  
him, unless the respondents or any other persons shall,  
on or before July 12, 1935, show sufficient cause to the  
satisfaction of this court to the contrary.

June 10, 1935.

N. M. BHARUCHA,  
District Judge.

This *Order Nisi* is extended and reissued for December  
20, 1935.

(Intd.) N. E. E.,  
District Judge.

In the District Court of Kalutara.

33. Order Nisi.

Testamentary In the Matter of the Estate of the late Mabel Jurisdiction. Josephine Jayasooriya nee Fernando, No. 2,685. deceased, of Jayaniwasa, Matara.

THIS matter coming on for disposal before D. J. K. Goonetilleke, Esq., Acting District Judge of Kalutara, on November 12, 1935, in the presence of Mr. Wilson de Silva, Proctor, on the part of the petitioner, Busabadduge Francis Issac Fernando, Justice of the Peace, of Beruwala; and the affidavit of the said petitioner dated September 23, 1935, having been read:

It is ordered that the petitioner above named, be and he is hereby entitled, as father of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents—(1) Edwin Martin Weeraratne Jayasooriya of Jayaniwasa, Matara, (2) Kusumawathie Mabel Weeraratne Jayasooriya of ditto, (3) Wimalawathie Josephine Weeraratne Jayasooriya of ditto, (4) Senaka Edwin Weeraratne Jayasooriya of ditto, and (5) Ranjani Eileen Weeraratne Jayasooriya of ditto; 2nd to 5th respondents being minors by their guardian *ad litem* the 1st respondent—or any other person or persons interested shall, on or before January 21, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is declared that the said 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd to 5th respondents for all the purposes of this action, unless the respondents shall, on or before January 21, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 12, 1935.

N. E. ERNST,  
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Ratnayake Mudiyanselegedera No. 5,362. 34 Bandara Menika Ratnayake.

THIS action coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on November 14, 1935, in the presence of Mr. P. Mapalagama, on the part of the petitioner, Ratnayake Mudiyanselega Heen Banda Ratnayake of Kandekumbura; and the affidavit of the said petitioner dated November 14, 1935, and of the attesting Notary dated November 14, 1935, having been read:

It is ordered that the will of the above-named deceased, dated October 20, 1935, and now deposited in court to and the same is hereby declared proved, unless the respondents—(1) Herath Mudiyanselega Dingiri Banda, (2) Ratnayake Mudiyanselega Punchirala, (3) Deegala Yatiwawalgedera Dingiri Amma, (4) Heen Amma Ratnayake, (5) Pinchi Amma alias Sekera Menika Ratnayake, (6) Punchi Banda Ratnayake, (7) Mutu Menika Ratnayake, (8) Dingiri Amma Ratnayake, the 5th, 7th, and 8th respondents by their guardian *ad litem* the 2nd respondent—or any other person or persons interested shall, on or before December 12, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the aforesaid respondents or any other person or persons interested shall, on or before December 12, 1935, show sufficient cause to the satisfaction of this court to the contrary.

R. F. DIAS,  
District Judge.

In the District Court of Galle.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sinne Lebbe Marikar Mohamed Thaha No. 7,680. deceased, of Gintota, Galle.

THIS matter coming on for disposal before C. E. de Vos, Esq., District Judge of Galle, on November 1, 1935, in the presence of Messrs. Saheed & Thahir, Proctors, on the part of the petitioner, Abdul Wahid Thaha of Gintota; and (1) the affidavit of the said petitioner dated October 28, 1935, (2) the affidavit of the two attesting witnesses and the Notary to the last will dated November 1, 1935, having been read: And it is ordered that the will of Sinne Lebbe Marikar Mohamed Thaha, deceased, dated July 16, 1935, and now deposited in this court be and the same is hereby declared proved, unless the respondents, viz., (1) Hamidu Lebbe Kadija Beebee, (2) Mohamed Umma Mohamed

Thaha of H. Thaha, Galle, (3) Soorathul Amina Thaha, (4) Rahumathul Janna Thaha, (5) Kyrul Nisa Thaha, (6) Shavul Hamid Thaha, (7) Abdul Razak Thaha, (8) Pathuma Thaha, (9) Abdul Cader Thaha, (10) Thowfeela Thaha, (11) Haleema Thaha, (12) Muttu Natchia Thaha, (13) Mohamed Lebbe Abdul Rahman, all of Gintota Welipitmodera, or any other person or persons interested shall, on or before December 6, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the said respondents or any other person or persons interested shall, on or before December 6, 1935, show sufficient cause to the satisfaction of this court to the contrary.

And it is further declared that the said 13th respondent be appointed guardian *ad litem* over the 4th to 12th minor respondents, unless the said respondents or any other person or persons interested shall, on or before December 6, 1935, show sufficient cause to the satisfaction of this court to the contrary.

November 1, 1935.

C. E. DE VOS,  
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of No. 3,899. Suduwelikondege Peter Appu, late of Kotuwegoda, Matara, deceased.

Hewa Uluwaduge Nonahmy of Matara, Presently of Kataluwa . . . . . Petitioner.

37 Vs. 20

(1) Suduwelikondege Karunawathi (10 years), (2) Themis Sinno (7 years), (3) ditto Chand Sinno (5 years), (4) ditto Chulasumana (1½ years), (5) ditto Munasingha (1½ months), all of Kataluwa, minors by guardian *ad litem* (6) Suduwelikondege Helenis Sinno of Matara . . . . . Respondents.

THIS matter coming on for disposal before Cyril Ernest de Pinto, Esq., District Judge of Matara, on October 21, 1935, in the presence of Mr. U. P. Goonewardana, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 18, 1935, and the order of the Supreme Court dated October 8, 1935, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, 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 January 15, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* over the 1st to 5th minor respondents above named, unless the respondents above named or any other person or persons interested shall, on or before January 15, 1936, show sufficient cause to the satisfaction of this court to the contrary.

October 21, 1935.

C. E. DE PINTO,  
District Judge.

In the District Court of Matara.

Testamentary In the Matter of the Intestate Estate of No. 3,901. Rubasinge Loparis, late of Radawela, deceased.

32 Nimalawathie Abeykoon of Attudawa . . . . . Petitioner.

Rs. 16. 29

(1) Rubasinge Sumanawathie, (2) Rubasinge William, (3) Rubasinge Gunadasa, (4) Rubasinge Jayasena, all of Attudawa, minors, by their proposed guardian *ad litem* (5) Deonis Abeykoon of ditto . . . . . Respondents.

THIS matter coming on for disposal before Cyril Ernest de Pinto, Esq., District Judge of Matara, on November 4, 1935, in the presence of Messrs. Keuneman, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 2, 1935, having been read:

It is ordered that the 5th respondent above named be and he is hereby appointed guardian *ad litem* over the 1st to 4th minor respondents above named who are his grandchildren, unless the respondents above named or any other person or persons interested shall, on or before January 17, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the petitioners above named be and she is hereby declared entitled, as widow of the deceased above named, 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 January 17, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 4, 1935

G. E. DE PINTO,  
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Vivienne Rasamani Storer, of  
No. 2,142. Chilaw, deceased.  
G. C. S. Corea of Chilaw ..... Petitioner.

Vs.

- (1) Shelton Mervyn Storer, (2) Edward Christopher Vivienne Storer, minors, by their guardian *ad litem*
- (3) George Edward Chittenden, Stafford House, Stafford place, Colombo ..... Respondents.

THIS matter coming on for disposal before M. Chinnaiyah, Esq., District Judge of Chilaw, on September 26, 1935, in the presence of Mr. F. Thambyayah Proctor, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated April 26, 1935, and of attesting notary dated March 21, 1935, having been read:

It is ordered that the 3rd respondent be appointed guardian *ad litem* of the 1st and 2nd respondents who are minors.

And it is further ordered that the will of the said deceased, dated July 23, 1932, which has been produced and deposited in court, be and the same is hereby declared proved, and the petitioner is entitled to have letters of administration with

a copy of the said will annexed issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before November 13, 1935, show sufficient cause to the satisfaction of this court to the contrary.

September 26, 1935.

M. CHINNAIYAH,  
District Judge.

The date for showing cause is extended to December 11, 1935.

November 13, 1935.

M. CHINNAIYAH,  
District Judge.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Hbipe Mudiyanseye alias Nallatamby  
No. 1,035. Mudiyanseye Ranmenike, deceased,  
of Endage.

THIS matter coming on for disposal before L. H. de Alwis, Esq., District Judge, Ratnapura, on October 31, 1935, in the presence of Mr. M. A. W. Goonesekere, Proctor, on the part of the petitioner, Hbipe Mudiyanseye alias Nallatamby Mudiyanseye Pimjimahatmaya and ditto Panchimenike, both of Madalagana; and the affidavit of the said petitioners dated October 15, 1935, having been read: It is declared that the said petitioners above named are the brother and sister respectively of the deceased above named, and that they are entitled to have letters of administration to the estate of the deceased above named issued to them accordingly, unless any person or persons interested shall, on or before December 4, 1935, show sufficient cause to the satisfaction of this court to the contrary.

October 31, 1935.

A. R. HALLOCK,  
District Judge.