



THE

# CEYLON GOVERNMENT GAZETTE

---

No. 8,180 — FRIDAY, DECEMBER 6, 1935.

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## PART II.—LEGAL.

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

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PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

**PASSED ORDINANCES.**

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

**No. 40 of 1935.**

M. L. A.—G 961

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

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 Village Communities Amendment Ordinance, No. 40 of 1935.

Insertion of new section 35A in Ordinance No. 9 of 1924.

**2** The following new section shall be inserted immediately after section 35, and shall have effect as section 35A, of the Village Communities Ordinance, No. 9 of 1924 :—

Transfer to inhabitants of the rights and liabilities of Sanitary Boards.

35A. (1) Where any town or village excluded from the operation of the Small Towns Sanitary Ordinance, 1892, by Proclamation under section 4 of that Ordinance, is duly brought or continues to be within the operation of this Ordinance, the Governor may by order published in the Gazette—

- (a) transfer to the inhabitants of the subdivision in which that town or village is situated, the whole or any specified part of any property or rights over property or any funds acquired or received by or vested in the Sanitary Board for the use or benefit of that town or village ;
- (b) apportion and assign to the inhabitants of that subdivision the whole or any specified part of the rights, liabilities, debts or obligations of the Sanitary Board under any contract entered into by the Board for the benefit of that town or village ; and give directions as to the security to be given by the inhabitants for any debt and as to the mode and conditions of discharge of any liabilities or obligations so apportioned or assigned ; and
- (c) prescribe the terms and conditions on which any officer or servant employed by the Sanitary Board for any purpose relating exclusively to that town or village may be transferred to the service of the Village Committee of that subdivision.

(2) Upon the publication of an order under subsection (1)—

- (a) all the property or the rights over property or the funds specified therein shall vest in the inhabitants of the subdivision and shall be employed, administered or applied for their use and benefit ;
- (b) such rights, liabilities, debts or obligations as may be apportioned or assigned thereby, shall be enforceable or shall be secured or discharged by the inhabitants of the subdivision in such manner and subject to such conditions as may be specified therein ; and
- (c) any officer or servant of the Sanitary Board who is offered and accepts employment under the Village Committee, shall be appointed and shall hold office on the terms and conditions specified in the order, without prejudice, however, to any qualifications acquired by him for any pension, gratuity or other compensation payable out of the funds of the Sanitary Board in respect of his service under the Board.

(3) In this section the expression "Sanitary Board" used in relation to any town or village means the Sanitary Board of the province or district within which that town or village is situated.

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. 42 of 1935.**

M. L. A.—B 1217

**An Ordinance to amend the Municipal Councils  
Ordinance, 1910.**

No. 6 of 1910.

R. E. STUBBS.

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

**1** This Ordinance may be cited as the **Municipal Councils Amendment Ordinance, No. 42 of 1935.** Short title.

**2** Sub-section (3) of section 130 of the **Municipal Councils Ordinance, 1910**, (hereinafter referred to as “the principal Ordinance”), is hereby amended by the substitution for the words “made over or” of the words “made over”. Amendment of section 130 (3) of Ordinance No. 6 of 1910.

**3** Section 134 of the principal Ordinance is hereby repealed. Repeal of section 134 of the principal Ordinance.

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.

**DRAFT ORDINANCES.**

**MINUTE.**

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

**An Ordinance to validate certain acts and omissions of the  
Sanitary Board of the Colombo District, the Urban  
District Council of Dehiwala-Mount Lavinia, and the  
Colombo Gas and Water Company, Limited.**

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

**1** This Ordinance may be cited as the **Dehiwala-Mount Lavinia Gas Supply (Validation) Ordinance, No.      of 1935.** Short title.

**2** Every act done or omitted to be done by the Local Authority or by the Company during the period commencing on the first day of July, Nineteen Hundred and Twenty-six, and ending on the ninth day of November, Nineteen Hundred and Twenty-six, in connexion with the supply of gas by the Company to the area within the administrative limits of the Local Authority shall at all times and for all purposes be deemed to be and to have been as valid and lawful as if during that period and in respect of that area— Validation of certain acts and transactions during period 1.7.1926 to 9.11.1926.

(1) the Local Authority had been entitled to the rights, powers and privileges vested in the Municipal Council of Colombo or in any officer of that Council under the Gas Ordinance, 1869, and the Gas Meter Ordinance, 1871 ; and No. 1 of 1869.  
No. 3 of 1871.

(2) the Company had been entitled to exercise, perform and enjoy the same powers, functions and privileges under the Gas Ordinance, 1869, and the Gas Meter Ordinance, 1871, as within the Municipal town of Colombo.

**3** Every contract entered into by the Local Authority with the Company and every act done or omitted to be done by the Local Authority or by the Company during the period commencing on the tenth day of November, Nineteen Hundred and Twenty-six, and ending on the seventh day of December, Nineteen Hundred and Thirty-three, in connexion with the supply of gas to the area within the administrative limits of the Local Authority shall at all times and for all purposes be deemed to be and to have been as valid and Validation of certain acts and transactions during period 10.11.1926 to 7.12.1933.

lawful as if the requisite authorisations and declarations under which such contracts could lawfully have been entered into or such acts could lawfully have been done or omitted to be done had been made by proclamation under section 4A of the Gas Ordinance, 1869.

Interpretation.

4 In this Ordinance, unless the context otherwise requires—

“ administrative limits of the Local Authority ” means—

- (a) where the Local Authority referred to is the Sanitary Board of the Colombo District, the small town of Mount Lavinia and Dehiwala as defined for the purposes of the Small Towns Sanitary Ordinance, 1892 ; and
- (b) Where the Local Authority referred to is the Urban District Council of Dehiwala-Mount Lavinia, the Dehiwala-Mount Lavinia area as defined for the purposes of the Local Government Ordinance, No. 11 of 1920 :

“ Company ” means the Colombo Gas and Water Company, Limited ;

“ Local Authority ”, when used with reference to any period or point of time prior to the first day of January, Nineteen Hundred and Twenty-nine, means the Sanitary Board of the Colombo District and includes the Chairman of that Board, and when used with reference to any period or point of time subsequent to the thirty-first day of December, Nineteen Hundred and Twenty-eight, means the Urban District Council of Dehiwala-Mount Lavinia and includes the Chairman of that Council.

#### *Objects and Reasons.*

1. The Gas Ordinance, No. 15 of 1926, added to the Gas Ordinance, 1869, a new section which enabled the Governor in Executive Council by Proclamation published in the Gazette to extend the provisions of the Gas Ordinance, 1869, and the Gas Meter Ordinance, 1871, to any area outside the limits of a Municipal town. The immediate object of this amendment was to enable the Colombo Gas & Water Co., Ltd. to supply gas to the Dehiwala-Mount Lavinia area which was at that time under the jurisdiction of the Sanitary Board of the Colombo District. The Gas Ordinance, No. 15 of 1926, became law on the 10th November, 1926, and on the 27th September, 1927, the Sanitary Board of the Colombo District entered into a contract with the Colombo Gas and Water Co. Ltd. for the supply of gas to the Dehiwala-Mount Lavinia area, on the footing that the requisite proclamation had been published in the Gazette enabling the Sanitary Board to enter into a contract for the supply of gas and the Gas Company to extend its operations outside the administrative limits of the Municipal town of Colombo.

As a matter of fact, by an oversight, no proclamation had been published before the date of the contract, but as the contract was effective from 1st July, 1926, there was no legal authority to cover the operations of the Gas Company outside the Municipal town of Colombo during the period 1st July, 1926 to 9th November, 1926, as the earliest date on which a proclamation could have been published was the 10th November, 1926.

2. The purpose of clause 2 of the Bill is to validate all acts done by the Company and by the Sanitary Board in connexion with the supply of gas to the Dehiwala-Mount Lavinia area during the period commencing on 1st July, 1926 and ending on 9th November, 1926.

3. The necessary proclamation under section 4A of the Gas Ordinance, 1869, was published in the Gazette of 8th December, 1933. As contracts entered into between the Company and the Sanitary Board or the Urban District Council, which was the successor of that Sanitary Board, would have been valid and effectual in law if the necessary proclamation had been issued immediately after the Gas Ordinance, No. 15 of 1926, became law, clause 3 of this Bill provides that contracts entered into by the Company for the supply of gas to the Dehiwala-Mount Lavinia area and acts done by the Company or by the Sanitary Board or by the

Urban District Council in connexion with the supply of gas to that area shall to all intents and purposes be as valid and effectual as if they had been authorized by the issue of the necessary proclamation for the purpose. Clause 3 accordingly validates the acts and contracts referred to for the period commencing on the 10th November, 1926 (being the date on which the Gas Ordinance, No. 15 of 1926, came into operation) and the 8th December, 1933 (being the date on which the requisite proclamation was issued, under section 4A of the Gas Ordinance, 1869).

CHAS. BATUWANTUDAWA,  
Minister for Local Administration.

Colombo, November 25, 1935.

## SUPREME COURT NOTICES.

IN terms of the provisions of Public Service Regulation 29, the Honourable the Chief Justice has been pleased to appoint Gate Mudaliyar E. W. Gunaratna, First Deputy Registrar of the Supreme Court, to act, in addition to his own duties, as Registrar and Keeper of the Records of the Supreme Court, with effect from December 2, 1935, during the absence of Mr. Guy O. Grenier or until further orders.

By order,  
The Supreme Court, GUY O. GRENIER,  
Colombo, November 30, 1935. Registrar.

## IN THE SUPREME COURT OF THE ISLAND OF CEYLON.

### Rules Governing Applications for Cases to Stand out of the Appeal Lists.

THE rules appearing in the under-mentioned schedule framed by the Judges of the Supreme Court and embodying the amendment of Rule 1 and the repeal of Rule 4 of the Rules governing Applications for Cases to stand out of the Appeal Lists as originally appearing in the *Ceylon Government Gazette* No. 7,771 of April 11, 1930, are published for the information of the Bar and will come into operation as and from January 13, 1936.

GUY O. GRENIER,  
Registrar, Supreme Court.

The Registry, Supreme Court,  
Colombo, November 30, 1935.

#### SCHEDULE.

1. "Peremptory List" means a list (1) of cases in which the appeal briefs have been ready for issue from the Registry for a period of three months or longer; and (2) of all other cases which in the opinion of the Court or a Judge thereof are ripe for argument, and should be listed without further delay.

4. (i.) Applications that a case appearing in the weekly list shall not be inserted in the daily list will not henceforward be deemed to include cases on the Peremptory List.

(ii.) No cases on the Peremptory List will be permitted to stand out of the daily list save for reasons given in writing sufficient in the opinion of the Chief Justice or in his absence of the Judge to whom the application is made such as unexpected illness or some grave domestic reason, but shall not include engagement in another Court, civil or criminal.

## DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that the valueless records of the District Court and Additional Court of Requests of Kalutara from the year 1920 to 1930, viz.:—D. C. Nos. 10,201 to 12,950, A. C. R. Nos. 9,001 to 12,172, and D. C. Criminal Nos. 4,598 to 5,225, will be destroyed in terms of Ordinance No. 12 of 1894 at the expiration of three months from December 6, 1935.

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

District Court, N. E. ERNST,  
Kalutara, November 29, 1935. District Judge.

In the Court of Requests of Badulla-Haldummulla  
Holden at Bandarawela.

R. Karuppiyah, labourer of Sinna Galconda estate, Haputale, on his own behalf and on behalf of the labourers appearing on schedule A annexed to the plaint ..... Plaintiff.

No. 145. Vs.

The proprietors of Sinna Galconda estate, Haputale ..... Defendant.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Badulla-Haldummulla, holden at Bandarawela, by 11 labourers of Sinna Galconda estate, Haputale, against the proprietors thereof under Ordinance 13 of 1889 for the recovery of their wages amounting to Rs. 183.20.

November 30, 1935. R. M. G. MONYPENNY,  
Commissioner of Requests.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,790. In the matter of the insolvency of Korallage Martin Perera of Wall street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 11, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
November 27, 1935. Secretary.

In the District Court of Colombo.

No. 4,857. In the matter of the insolvency of Abdul Careem Abdul Raheem of 221, Centre road, Alutmawata.

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 26, 1935. Secretary.

In the District Court of Colombo.

No. 4,885. In the matter of the insolvency of Percy Wilfred Mendis Abeysekere of Nagoda in Ragam pattu of Alutkuru korale south.

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 27, 1935. Secretary.

In the District Court of Colombo.

No. 4,894. In the matter of the insolvency of Edmund Wilfred Perera of 50, Wall street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 11, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
November 27, 1935. Secretary.

In the District Court of Colombo.

No. 4,923. In the matter of the insolvency of K. M. Jansz of 35, Chapel lane, Wellawatta, Colombo.

WHEREAS the above-named K. M. Jansz has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. M. Sheriff of Galle road, Colpetty, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. M. Jansz, 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, S. W. DE SILVA,  
December 2, 1935. for Secretary.

In the District Court of Kandy.

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

NOTICE is hereby given that a special meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 10, 1936, to sanction the sale of the book debts, Promissory Notes and mortgage bonds (debts due to the insolvents) by public auction.

By order of court, R. MALALGODA,  
November 28, 1935. Secretary.

In the District Court of Kandy.

No. 2,040. In the matter of the insolvency of (1) M. M. Abdul Cader, (2) M. C. Meera Saibo, (3) M. A. Meera Saibo, carrying on business under the name and style of M. A. M. Mohideen & Co., at 189, Kotmalie road, Nawalapitiya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 17, 1936, to consider the granting of a certificate of conformity to the above-named insolvents.

By order of court, R. MALALGODA,  
November 30, 1935. Secretary.

In the District Court of Kandy.

No. 2,079. In the matter of the insolvency of Totahewage Prolis Silva of Pottepitiya, Kandupalata of Yatinuwara.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 10, 1936, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, R. MALALGODA,  
November 27, 1935. Secretary.

In the District Court of Kandy.

No. 2,094. In the matter of the insolvency of Andrew Henricus of Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 17, 1936, to appoint an assignee.

By order of court, R. MALALGODA,  
November 30, 1935. Secretary.

In the District Court of Kandy.

No. 2,101. In the matter of the insolvency of P. K. S. Wimalasooriya of Nawalapitiya.

WHEREAS P. H. Abraham Silva has filed a declaration of insolvency, and a petition for the sequestration of the estate of P. K. S. Wimalasooriya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. K. S. Wimalasooriya insolvent accordingly; and that two public sittings of the court, to wit, on December 20, 1935, and on January 17, 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, R. MALALGODA,  
Secretary.

In the District Court of Nuwara Eliya.

No. 24. In the matter of the insolvency of Walhengodage William Silva, trader, of Ardlaw, Agrapatana.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 10, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, E. DE S. GUNAWARDENE,  
November 30, 1935. Secretary.

In the District Court of Kegalla.

Insolvency In the matter of the insolvency of Joseph Jurisdiction. Rogation Corera of Kegalla.  
No. 68.

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

By order of court, R. B. RATNAIKE,  
December 2, 1935. Secretary.

In the District Court of Kegalla.

Insolvency In the matter of the insolvency of Amaris Jurisdiction. John Nilagaratne of Wahawe.  
No. 69.

WHEREAS Amaris John Nilagaratne of Wahawe has filed a declaration of insolvency, and a petition for the sequestration of his property has also been filed by Mary Ann Fredrica Dirckze of Kegalla: Notice is hereby given that the said court has adjudged the said Amaris John Nilagaratne accordingly, and that the two public sittings of the court, to wit, January 15 and February 19, 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, R. B. RATNAIKE,  
November 28, 1935. Secretary.

In the District Court of Kegalla.

Insolvency In the matter of the insolvency of Koruwage Jurisdiction. Peter Fernando of Rambukkana.  
No. 70.

WHEREAS Koruwage Peter Fernando of Rambukkana has filed a declaration of insolvency and a petition for the sequestration of his property has also been filed by S. A. de Silva of Rambukkana: Notice is hereby given that the said court has adjudged the said Koruwage Peter Fernando accordingly, and that the two public sittings of the court, to wit, January 15 and February 19, 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, R. B. RATNAIKE,  
November 28, 1935. Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

Imperial Bank of India ..... Plaintiff.  
No. 48,451. Vs.

(1) A. M. Issadeen of 62, Alston place, Colombo. Defendant.

NOTICE is hereby given that on Friday, January 10, 1936, will be sold by public auction at the respective premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 1,641.89, with interest at 9 per cent. per annum on

Rs. 1,600 from April 8, 1932, to date of decree (February 2, 1934), and thereafter on the aggregate amount of the decree till payment in full, less Rs. 1,200, viz. :—

1. At 10 a.m.—All that property called Lyn Bank, bearing No. 62, in Alston place in Polwatta and Hunupitiya, within the Municipality and District of Colombo, Western Province; bounded on the north by property bearing assessment No. 1, property of J. Marikar, east by property bearing No. 20, the property of H. Don David Simon, south by Alston place, and west by Lake road; containing in extent 1 acre 1 rood and 32 perches, and registered under A 118/383.

2. At 10.30 a.m.—All that house and ground bearing assessment No. 18 in First Cross street in Pettah, within the Municipality and District of Colombo, Western Province; and bounded on the north by the house of Labroy Cuylenberg Holland and De Waas, east by the house of Rangon, south by the orphan house, house of Mr. Morgan, and west by First Cross street, containing in extent 34.57 perches.

3. At 10.45 a.m.—All that piece of ground with the out-houses thereto, situated in First Cross street aforesaid; and bounded on the north by property of J. W. Modder, east by lane, south by property of Rev. Kaksey, west by Hospital premises; containing in extent 3.81 perches, both of which lands presently bearing assessment Nos. 102, 104, 106, 1-29, 108, and 110, situated at First Cross street in Pettah aforesaid; and are bounded on the north by premises No. 112, east by boundary wall, south by premises 92 and 100, and west by First Cross street; containing in extent 38.38 perches.

4. At 11.15 a.m.—All that house bearing Nos. 31, now 207, 209, and 211 at Norris road in Pettah aforesaid; bounded on the north by premises No. 59 presently 138, east by premises No. 32 presently 213, south by Norris road, and west by Buddhist Theosophical Society premises; containing in extent 6 perches.

5. At 11.45 a.m.—All that house or room nearby Belfry, bearing assessment No. 69, presently 254, Main street in Pettah aforesaid, and bounded on the north by Main street, east by room of Simachy Ummarsouth by house of Miss Ide, and west by property of Sego Lebbe; containing in extent .71 perches, and registered under A 153/237.

Fiscal's Office,  
Colombo, December 4, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

Maraya Fonseka of Shamrock, Colpetty ..... Plaintiff.  
No. 1,553. 38 Vs.

(1) Weerapurage Bastian Fernando of Molpe in Moratuwa, (2) Winnie Fernando of Moratuwa, legal representative of the estate of 1st defendant, deceased ..... Defendants.

NOTICE is hereby given that on Tuesday, January 7, 1936, at 2 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 5724 dated July 5, 1930, attested by W. F. Wijeyasekera, Notary Public, and deed of assignment No. 31 dated August 15, 1933, attested by E. A. C. Pereira, 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 11, 1935, for the recovery of the sum of Rs. 1,710.93, with further interest on Rs. 1,500 at 15 per cent. per annum from July 23, 1934, till date of decree (September 17, 1935), and thereafter on the aggregate amount of the decree, with interest at 9 per cent. per annum till payment in full and costs of suit, viz. :—

All that land called Delgahawatta, together with the trees and buildings standing thereon, situated at Molpe in Moratuwa in Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by cart road, east by land of M. Francina Fernando, south by lands of Madalena Fernando, Don Hendrick Appuhamy, and Wesleyan Mission Church property, west by cart road; containing in extent 3 roods and 18 perches, which said premises comprised the two allotments of land described in deed No. 5,753 dated June 22, 1915, attested by S. de M. Seneviratne, Notary Public, which adjoin each other and which from their situation as respects each other can be included in one survey.

Prior registration M 207/120.

Fiscal's Office,  
Colombo, December 4, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

Nana Annamalai Chettiar of Sea street, Colombo, administrator of the intestate estate of N. M. A. R. Nallacaruppen Chettiar, deceased ..... Plaintiff.  
No. 2,615. 42 Vs.

(1) Samsudeen Mohamed Haniffa, executor of the estate of S. L. M. Samsudeen, deceased, 20 Reservoir road, Dematagoda, and (2) Samsudeen Mohamed Haniffa of Reservoir road, Dematagoda both in Colombo ..... Defendants.

NOTICE is hereby given that on Friday, January 10, 1936, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 809.25, together with further interest on Rs. 622.50 at 18 per cent. per annum from January 17, 1935, up to the date of decree (May 29, 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 western portion being lot No. 3, called Maligawatta bearing assessment No. 53E, now bearing assessment Nos. 66/1-2, 68, 70, together with the buildings, plantations, and trees standing thereon, situated at Dematagoda or Maligawatta, within the Municipality and in the District of Colombo, Western Province; and bounded on the north by the other part of the same land formerly of Abooker Lebbe Marikkar, deceased, presently of Calachea Casino, on the east by the remaining portion of the same land belonging to Meera Lebbe Marikkar Mohideen Bawa, on the south by other part of the same land formerly of T. P. Omer Lebbe Marikkar, presently of Isha Umma, and on the west by the road way ten links wide and containing in extent 965/100 perches. Prior registration Colombo A 211/18.

2. At 2 p.m.—All those lands called Kongahawatta, Pelengahawatta, and Kekunagahawatta marked lots B and C, situated at Kotikawatta in Ambatalenpāhala of Colombo Mudaliyar's Division in the District of Colombo, Western Province; and bounded on the north by lot A of this land of A. W. Perera and others, on the east and south-east by portion of this land of H. Don Yahonis, south by portion of this land of H. Emalia Perera, and west by new road to Angoda; and containing in extent 1 acre 1 rood and 28 perches.

Prior registration Colombo B 286/197.

Fiscal's Office,  
Colombo, December 4, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

Edwin Mather of 26, Alutawatta road in Colombo ..... Plaintiff.  
No. 49,711. 28 Vs. 16.00

M. H. Perera, Building Contractor, Fort Colombo, presently of Pita Kotte ..... Defendant.

NOTICE is hereby given that on Wednesday, January 8, 1936, at 2 P.M., 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. 345, with interest thereon at 9 per cent. per annum from May 21, 1932, till payment in full and costs of suit, viz. :—

All that allotment of land called Madatiyagahawatta, situated at Pita Kotte in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by the land of Weerasekera Aratchige Don Paulis and others, on the east by the field of Pinto Jayawardena, on the south by the land of Nicholas Perera, and on the west by the high road from Kotte to Colombo; containing in extent 2 roods and 6 perches, together with the buildings and plantations standing thereon according to plan No. 1,884 dated November 27, 1928, made by M. S. de Silva, Licensed Surveyor, and registered under title M 325/269 at the Colombo Land Registry Office, which said land is subject to a primary mortgage.

Fiscal's Office,  
Colombo, December 4, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the Court of Requests of Colombo.

S. S. Fernando & Co. of 28, 5th Cross street, Colombo ..... Plaintiff.  
No. 66,415. Vs.

A. S. Perera of 102, Old Kolonnawa road, Colombo ..... Defendant.

NOTICE is hereby given that on Thursday, January 9, 1936, at 2 P.M., 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. 300, with interest thereon at 9 per cent. per annum from October 31, 1930, till payment in full and costs of suit incurred, costs Rs. 40.75, and prospective costs Rs. 40, viz. :—

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

Fiscal's Office,  
Colombo, December 4, 1935.

J. R. TOUSSAINT,  
Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

Edward Henry Smith of Scarborough estate Maskeliya ..... Plaintiff.  
No. 43,320. Vs.

Wickremasinghe Sarnelis Sannolage Edisingho of Pasbage in Nawalapitiya ..... Defendant.

NOTICE is hereby given that on Saturday, January 11, 1936, commencing at noon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 3,026 dated March 9, 1929, and attested by F. P. Senaratne, 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 7, 1933, for the recovery of the sum of Rs. 10,290, with legal interest thereon at the rate of 9 per cent. per annum from the date of decree and until payment in full and costs of suit and poundage, viz. :—

1. An undivided one-third part or share out of an undivided two-third parts of shares of and in all that field called Gederakumbura of 2 pelas and 5 lahas paddy-sowing extent in the whole, situate at Ratmeewala in Kandupalata Yatinuwara in the District of Kandy, Central Province; and which said entire field is bounded on the north by the limit of Asweddumekumbura, east by the Bambawa and the limit of Galahitiyawa, south by the fence of Peelikumburewatta, and west by the limit of Gederakumbura belonging to Udagedera, and registered in B 107/290, Kandy District Land Registry.

2. An undivided one-third part or share of and in all that field called Delpatange of 15 lahas paddy sowing in extent in the whole, situate at Ratmeewala aforesaid; and which said entire field is bounded on the north by Nanu-oya, east by the limit of Sarana Veda's field, south by ela, and west by the limit of Abadda's field and fence, and registered in B 86/175.

3. Undivided four-fifth parts or shares in and out of the field called Welékumbura of 12 lahas paddy sowing extent in the whole, situate at Pattanupitiya in Pasbage korale of Uda Bulatgama in the District of Kandy, Central Province; which said entire field is bounded on the north by the culvert of the Railway line and watta, east by the stone fence of Horanekaregederakumbura, south by Meddedeniya and ela, west by Duldeniyagewatta and ela, registered in L 25/83, Land Registry, Kandy.

4. All that field called Rekekandeniya of about 8 lahas paddy sowing extent, situate at Pattanupitiya aforesaid; and bounded on the north by the liminary ridge of the field belonging to Bandiya, east by ela, south by the limit of the Railway line, and west by the limit of tea land, and registered in L 33/42 of Land Registry, Kandy.

5. An undivided one-third part or share in and out of all that land called Pallewatta of about 1 pela paddy sowing extent in the whole, situate at Pallegama in Pasbage korale aforesaid; and which said entire land is bounded on the north by the stone fence of Galkotuwewatta, east by the limit of the field belonging to Heenna, south by the stone fence of the land belonging to Heenna, and west by Mala-ela, and registered in L 133/43.

6. Undivided three-fifths parts or shares of and in all those contiguous allotments of field called Kolabaramulla-aswedduma and Dediyaeniya of 5 pelas paddy sowing extent in the whole, situate at Weligampola in Pasbage korale, Uda Bulatgama aforesaid; and which said contiguous lands are bounded on the north by Pilangoya and the fields called Kotuwa and Weweliyadda, east by Ihalagederawatta and Ihalakumbura, south by the ela that waters Ihalakumbura, west by the Murutaweliya and the field called Divulamula-aswedduma, and registered in L 28/60.

7. Undivided two parts or shares out of the land called Dodangahakotuwa of 1 acre and 28 perches in extent in the whole, situate at Pallegama aforesaid; and which said entire land is bounded on the north by high road, east by Karandagaha and fence, south by the stone fence and the old road, and west by ela and jak trees, with the entire tiled house standing thereon, and registered in L 33/44, 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, December 2, 1935.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Nuwara Eliya.

A. L. R. Ramanathan Chettiar of 302, Sea street, Colombo, and now of 10, Ambagaimuwa road, Gampola ..... Plaintiff.  
No. 1,514. Vs.

K. G. Appuhamy of Udagama, Medapona, Kotmale ..... Defendant.

NOTICE is hereby given that on Friday, January 17, 1936, and Saturday, January 18, 1936, commencing from 9.30 in the forenoon each day, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 4,969.09, interest; costs, and poundage, viz. :—

January 17, 1936.

1. 9.30 a.m.—Gederakumbura situated at Metagama in Medapona korale in Kotmale in Nuwara Eliya District in Central Province, in extent 8 lahas paddy sowing; and bounded on the east by liminary dam of Pandakkaragederakumbura, south by ela, west by ela and road, north by ela, and the limit of Tunpelekumbura, held and possessed by the vendee under and by virtue of deed of transfer No. 94 dated June 16, 1927, and attested by V. L. S. Swan, Notary Public (Q 52/190).

2. 9.45 a.m.—Gederakumbura in extent 3 pelas paddy sowing, situate at Metagama as aforesaid; and bounded on the east by Imweilla of Nidakumbura, south by Imweilla of Berakarayagekumbura, west by Tunpelekumburawatta, and north by Imweilla of Urulatakumbura, held and possessed by vendee under and by virtue of deed of transfer No. 1,729 of May 5, 1924, attested by T. C. Van Rooyan, Notary Public (Q 37/52).

3. 10 a.m.—Tunpelewatta in extent 1 seer kurakkan, situated at Metagama as aforesaid; and bounded on the east by Gederakumbura-ela; south by liminary dam, west by stone fence, and north by stone fence of Maweekumburegederawatta (Q 34/65).

4. 10.30 a.m.—Katarandene-ellekumbura in extent 15 lahas paddy sowing, situated at Metagama as aforesaid; and bounded on the east by Galbema of the fields belonging to B. M. Appuhamy, and mango tree, west by aswedduma Galweilla, north by Watabeddekumbura, south by Diyamana (water-course) (Q 47/84).

5. 11.30 a.m.—Ehillekumbura in extent 2 pelas paddy sowing, situated at Dimbulametagama as aforesaid; and bounded on the east by Imweilla of Kalalpalakumbura, south by aswedduma Imweilla, west by Imweilla of the remaining share, and north by ela of Hindukarayagekumbura held and possessed by the vendee on deed of transfer No. 429 of April 2, 1922, and attested by J. A. Aiyadurai, Notary Public (Q 16/142).

6. 2.30 p.m.—Heenaketiyewatta in extent 2 roods and 6 perches (tea), situated at Udagama as aforesaid; and bounded on the north by land appearing in plan Nos. 123, 127, and 123, 132, and on the east, south, and west by the Crown lands by deed No. 20,265 of March 7, 1925 (Q 48/222).

7. 3 p.m.—Heenaketiyewatta, situated at Udagama, in extent 3 roods and 35 perches; bounded on the north and east by Crown land, south by land appearing in plan No. 123, 133, and west by land appearing in plan No. 123, 127 (by above deed) (Q 48/222).

8. 3.30 p.m.—Medagelawela situated at Udagama as aforesaid, in extent 2 roods and 17 perches; bounded on the north-east by road, south-east by land appearing in plan No. 123,093, south by lands appearing in plan Nos. 123,093 and 123,135, south-west by land appearing in plan Nos. 123,135 and 123,134, and north-west by land appearing in 123, 134 (by above deed) (Q 48/222).

9. 4 p.m.—Medagelawela situated at Dimbula Udagama as aforesaid, in extent 30 seers kurakkan (10 acres tea); bounded on the east by stone fence of Kalapitiyaettangeidama, south by Heenakolapatana, west by mana patana near Galkanda, and north by stone fence of Medagoda Appuwa's garden (by deed No. 20,265 of March 7, 1925) (Q 44/93).



January 18, 1936.

10. 9.30 a.m.—Heenakachchigekumbura in extent 2 pelas, situated at Udagama as aforesaid; and bounded on the east by galweta and Imweilla of Gederakumbura, north by Mala-ela and Imweilla of Gunawathige Liyadda, west by galweta of Pattiyeekumbura and Imweilla, and south by Yaddheige-ela (by deed No. 3,007 of April 24, 1930, attested by P. B. Illangasinghe).

11. 10.30 a.m.—Katarandene-ellakumbura in extent 25 lahas paddy, situated at Udagama as aforesaid; and bounded on the east by Mahaweilla of the field belonging to B. M. Appuhamy, and mango tree, south by Medama Kadawela, west by iura and bemma of the land called Megdella, and north by Mahaweilla and Diamana (by virtue of deed No. 1,694 of December 14, 1923, and attested by P. C. Van Rooyan, Notary Public) (Q 46/214).

12. 2.30 p.m.—Kadurugahawewewatta (the northern portion) and Godamadittekumbura, situated at Udagama as aforesaid, in extent (1) 7 acres and (2) 1 acre; and bounded on the east by stream irrigating the fields Kalawita-Pallehagoda Ellekumbura, Pahataliyadda Galtumba and limitary ridge, south by limit separating a portion of this land from the stone near jak tree to western galwetiya, west by Mahagalwetiya, and north from the galwetiya of the garden of A. Banda and the Galwetiya of Godamadittekumbura held and possessed by virtue of deed of gift No. 14,790 of January 6, 1908, and attested by G. R. W. S. P. Banda, Notary Public, and registered in Q 29/181.

13. 4.30 p.m.—An undivided 2/5 share of Watugala-kumbura, in extent 12 lahas paddy, situated at Udagama as aforesaid; and bounded on the north by Imweilla of Dimbulanda, south by Imweilla of G. Banda's watugala, east by Kalapitiye-ellewatugala, and west by limit of another portion belonging to the said Banda and held and possessed by virtue of deed No. 853 of August 18, 1926, attested by P. C. Dias, Notary Public, and registered in Q 52/67.

Deputy Fiscal's Office,  
Nuwara Eliya, December 2, 1935.

C. J. OORLOFF,  
Deputy Fiscal.

### Province of Uva.

In the District Court of Badulla.

Gardiye Balage Simon Silva of Namunukula . . . Plaintiff.  
No. 6,088. 42. Vs.

Shena Neina Mohiyadeen Pitche of Lunugala, presently of Periya Theru, South India . . . Defendant.

NOTICE is hereby given that on the respective dates given below commencing at the time indicated below will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property mortgaged by the defendant with the plaintiff and declared bound and executable for the decree entered in the said case for the recovery of a sum of Rs. 2,000, with interest at 18 per cent. per annum on Rs. 2,000 from October 15, 1934, till May 7, 1935, and thereafter with legal interest at 9 per cent. per annum on the aggregate amount till payment in full and costs of suit Rs. 258.35, viz. :—

1. On Friday, January 10, 1936, at 2 o'clock in the afternoon.—An undivided 2/3 parts or shares of all that allotment of land called Narangahawatta; containing in extent 55 feet in length and 30 feet in breadth, situated in Udapanguwagama (now included in the Lunugala town) in Pattipola korale in Yatikinda division in Badulla District of the Province of Uva; and bounded on the north by the boutique and the garden belonging to Mienna Ana Mowlana, south by the wall of the boutique belonging to Assen Aliyar Packir Mohideen, east by stone fence, and west by road and bearing assessment No. 133, together with an equal share in the buildings standing thereon, and registered in B 109/52 at the Badulla Land Registry.

2. On Monday, January 13, 1936, at 2 o'clock in the afternoon.—An undivided 1/2 part or share of the land called Helawatta of 2 kurumies of kurakkan sowing in extent, situated at Hindagama in Yonagaragama in Arulupitiya korale in Bintenna division in Badulla District of the Province of Uva; and bounded on the north by a jak tree and mee tree, south by erundagaha, east by kongaha and agala, and west by Kadaimakandura of Mahalunkegama, together with an equal share in the buildings and plantations thereon standing, and registered in E 2/121 at the Badulla Land Registry.

Fiscal's Office,  
Badulla, December 2, 1935.

T. J. MENDIS,  
Deputy Fiscal.

### Province of Sabaragamuwa.

In the District Court of Ratnapura.

(1) Imayalage Sedonchi, (2) Imayalage Watukarage Karonisa, (3) ditto Karonchia, all of Galandakanda in Paragala . . . Plaintiffs.  
No. 5,800. 29. Rs. 16. 39.

Narasingha Lekamalaye Ukkuhamy of Warateligoda . . . Defendant.

NOTICE is hereby given that on Wednesday, January 8, 1936, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 565.89, with interest on Rs. 450 at 9 per cent. per annum from April 26, 1933, till payment in full and poundage, viz. :—

(1) An undivided 1/4 share of the land called Narasingha Lekamalayepanguwa, situate at Warateligoda in the Meda pattu of Kukul korale, in the District of Ratnapura; bounded on the north by Peelengala, east by Millamuldeniye-ela, south by Madalamulla-ela, west by Kaluganga; and containing in extent about 100 amams of paddy sowing. Registered C 14/62.

(2) All that the land called and known as Jambugaswatta, situate at Warateligoda aforesaid; bounded on the north and south by agala, east by Dodagahakumbureagala, west by Udahawatteagala; containing in extent about 8 seers of kurakkan sowing with everything thereon. Registered C 14/225.

Fiscal's Office,  
Ratnapura, November 30, 1935.

E. MUNASINHA,  
Deputy Fiscal.

### NOTICES IN TESTAMENTARY ACTIONS.

29 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Waduge Selestina de Silva of No. 6,409. Kahelwatta, deceased.

Warnakulasuriya Mahapatabendi Gardiyawasan Lindamulage Gerald Abraham de Silva of Moratumulla in Moratuwa . . . Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, District Judge of Colombo, on May 23, 1935, in the presence of Mr. H. J. Helris, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated March 31, 1933, and (2) of the attesting witnesses dated March 16, 1933, having been read :

It is ordered that the last will of Waduge Selestina de Silva, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before June 6, 1935, show sufficient cause to the satisfaction of this court to the contrary.

May 23, 1935.

G. C. THAMBYAH,  
District Judge.

The date for showing cause has been extended till December 12, 1935.

November 21, 1935.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Maggonage Arnolis Fernando of 133, No. 7,385. Muhandirams road, Kollupitiya, Colombo, deceased.

Ranhaluge Jossie Fernando of 133, Muhandirams road, Kollupitiya, Colombo . . . Petitioner.

(1) Maggonage Francis Fernando, (2) Maggonage Marshal Fernando, (3) Maggonage Rueben Fernando, (4) Maggonage Kanhawathie Fernando, all of Muhandirams road aforesaid . . . Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on November 7,

1935, in the presence of Mr. C. S. de S. Seneviratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 30, 1935, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before December 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. Weerasinghe Arachchige Dona Rosalina No. 7,399. Weerasinghe Hamine of Ratmalana, deceased.

Jayasuriya Arachchige John Wilton Perera Jayasuriya of Ratmalana Petitioner.

- (1) Jayasuriya Arachchige Effie Agnes Perera Jayasuriya of Kalutara, (2) Jayasuriya Arachchige Pernaliya Perera Jayasuriya wife of (3) Merennage Simon de Costa Gardene, (4) Jayasuriya Arachchige James Arthur Perera Jayasuriya, (5) Jayasuriya Arachchige Mabel Margaret Perera Jayasuriya of Ratmalana. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., Acting District Judge of Colombo, on November 15, 1935, in the presence of Mr. C. R. de Alwis, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated November 1935, having been read:

It is ordered (a) that the 3rd respondent be and he is hereby appointed guardian ad litem of the minor 5th respondent above named, to represent her 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 her 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 15, 1935.

C. NAGALINGAM, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. P. L. K. N. M. Muthappa Chettiar, late of Vegupatty in Pudukotah State, South India, deceased.

Valliammai Achchi of Vegupatty aforesaid by her attorney, Palaniappa Chettiar, son of Muthappa Chettiar Petitioner.

- (1) Palaniappa Chettiar, of Sea street in Colombo, (2) Kannappa Chettiar, (3) Nagappa Chettiar, (4) Sithambaram Chettiar, and (5) Sockalingam Chettiar, all of Vegupatty aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 18, 1935, in the presence of Mr. John Wilson, Proctor, on the part of the petitioner above named; and the affidavit to the said petitioner dated November 12, 1935, power of attorney in favour of the petitioner and the order of the Supreme Court dated November 11, 1935, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before January 16, 1936, show sufficient cause to the satisfaction of the court to the contrary.

November 18, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament or trust disposition and settlement Jurisdiction. ment of Lady Elizabeth Constance Carnegie Maitland Heriot or Sharp Bethune otherwise The Right Honourable Elizabeth Carnegie Lady Bethune otherwise Elizabeth Constance Carnegie Sharp Lady Bethune commonly called Lady Elizabeth Carnegie Sharp Bethune sometime of 19, Basil street, London, and of Crestweeke, Winchester, and care of Capital & Counties Bank, Epsom, Surrey, and care of Lloyds Bank, Limited, Epsom, London, and latterly of 43, Argyll road, Kensington, London, England, widow, deceased.

No. 7,409 N.T.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 27, 1935, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, John Maxwell Glasse of Colombo; and (1) the affidavit of the said petitioner dated November 22, 1935, (2) power of attorney dated September 26 and October 1, 1935, and (3) the order of the Supreme Court dated November 14, 1935, having been read: It is ordered that the will of the said Lady Elizabeth Constance Carnegie Maitland Heriot or Sharp Bethune, deceased, dated June 24, 1923 (and a codicil thereto dated January 18, 1934), a certified copy of which under the Seal of the Commissariat of Edinburgh has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said John Maxwell Glasse is the attorney in Ceylon of the executors named in the said codicil and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before December 12, 1935, show sufficient cause to the satisfaction of this court to the contrary.

November 27, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the late Joseph William Fernando Jurisdiction. of 73, Kotahena street, Colombo, deceased.

Don Ignatius Paul Perera of 25 Belmont street in Colombo Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 28, 1935, in the presence of Mr. P. M. A. Corea, Proctor, on the part of the petitioner above named; and the affidavit (1) of the said petitioner dated November 28, 1935, and (2) of the attesting notary and witnesses also dated November 28, 1935, having been read:

It is ordered that the last will of Joseph William Fernando of 73, Kotahena street, Colombo, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before December 12, 1935, show sufficient cause to the satisfaction of this court to the contrary.

November 28, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Kalutara.

Order Nisi-declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Don William Moonesinghe of Jurisdiction. Lumbini, Panadure, deceased.

THIS matter coming on for disposal before N. E. Ernst, Esq., District Judge of Kalutara, on August 22, 1935, in the presence of Mr. D. R. de Silva, Proctor, on the part of the petitioner, Beatrice Moonesinghe of Lumbini, Panadure, and the affidavit of the said petitioner dated August 18, 1935, having been read:

It is ordered that the will of Don William Moonesinghe of Lumbini, Panadure, dated May 3, 1934, and now deposited in this court, be and the same is hereby declared proved,

unless any person interested in the estate of the deceased above-named shall on or before September 26, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said Beatrice Moonesinghe is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless any person interested in the said estate shall, on or before September 26, 1935, show sufficient cause to the satisfaction of this court to the contrary.

N. E. ERNST,  
District Judge.

The date for showing cause is extended to December 12, 1935.

N. E. ERNST,  
District Judge.

daughter Salai; and the affidavit of the petitioner dated October 17, 1935, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents (1) Letchimi and (2) Appawo or any other persons interested shall, on or before November 18, 1935, show sufficient cause to the satisfaction of this court to the contrary.

October 18, 1935. R. F. DIAS,  
District Judge.

Extended time for showing cause for December 19, 1935.

November 18, 1935. R. F. DIAS,  
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the estate of the late No. 2,682. Bandisattambige Harmanjis Fernando, deceased, of Beruwala.

THIS matter coming on for disposal before N. E. Ernst, Esq., District Judge of Kalutara, on September 20, 1935, in the presence of Mr. A. D. Fonseka, Proctor, on the part of the petitioner, Lesturuge Jassie Nona de Silva of Beruwala; and the affidavit of the said petitioner dated August 29, 1935, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the above named, to have letters of administration to his estate issued to her, unless the respondents (1) Bandisattambige Charles Fernando and (2) ditto Henry Fernando, both of Beruwala, or any other person or persons interested shall, on or before December 11, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd respondent for all the purposes of this action, unless the respondents shall, on or before December 11, 1935, show sufficient cause to the satisfaction of this court to the contrary.

September 20, 1935.

N. E. ERNST,  
District Judge.

In the District Court of Kandy.

Testamentary In the Matter of the Estate of Bangalawegedera Habeebu Lebbe's son Bahabudeen Jurisdiction. No. 5,323. of Madawala in Udagampana of Lower Dumbara.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on September 30, 1935, in the presence of Mr. M. A. S. Marikar, on the part of the petitioner, Patti Muhamamadalegedera Muhammad Lebbe's son Habeebu Muhammad Lebbe; and the affidavit of the said petitioner dated August 5, 1935, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as father-in-law of the deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents (1) Patti Muhamamadalegedera Habeebo Muhammad Lebbe's daughter Ummo Salma, (2) Bangalawegedera Bahabudeen's son Muhammad Mulaffer, (3) Bangalawegedera Bahabudeen's son Muhammad Shafeek, (4) Bangalawegedera Bahabudeen's daughter Masheeha Umma, (5) Bangalawegedera Bahabudeen's son Muhammad Fauze, and (6) Bangalawegedera Habeebu Lebbe Hadjar, all of Madawala aforesaid—or any other person or persons interested shall, on or before October 28, 1935, show sufficient cause to the satisfaction of this court to the contrary.

September 30, 1935.

R. F. DIAS,  
District Judge.

The date for showing cause against this Order Nisi is extended to December 9, 1935.

October 28, 1935.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. No. 5,349. Ramasamy, son of Murugan, deceased, of Povilakanda estate in Kadugannawa.

THIS matter coming on for disposal before R. F. Dias, Esq., on October 18, 1935, in the presence of Mr. A. Fernando, Proctor, on the part of the petitioner, Alagan's

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. No. 5,339. Abeykoon Mudiyanselege Somasara Banda of Ulapane in Gandahaya korale of Udapalata, in Kandy District, deceased.

Hemmatagama Adikarirallagedara Dingiri Amma *alias* Dingiri Menika Ulapane in Gandahaya korale aforesaid. Petitioner.

(1) Abeykoon Mudiyanselege Bala Menika, (2) ditto Palingu Menika, (3) ditto Somathie and (4) ditto Punci Kumanmany, all of Ulapane, Gandahaya korale aforesaid. Respondents.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on September 24, 1935, in the presence of Mr. S. B. Yatawara on the part of the petitioner, Hemmatagama Adikarirallagedera Dingiri Amma *alias* Dingiri Menika; and the affidavit of the said petitioner dated September 17, 1935, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as mother of the deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents (*vide* list) shall, on or before October 28, 1935, show sufficient cause to the satisfaction of this court to the contrary.

September 24, 1935.

R. F. DIAS,  
District Judge.

Extended to December 9, 1935.

October 28, 1935.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Last Will and Codicil Jurisdiction. No. 5,356. of Ada Nettelton late of Kandy, deceased.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on October 31, 1935, in the presence of Mr. G. B. Vos, on the part of the petitioner, Oscar Traves Nettelton; and the affidavit of the said petitioner dated October 8, 1935, having been read:

It is ordered that the will of Ada Nettelton, deceased, dated September 29, 1905, and the codicil thereto and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before December 16, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Oscar Traves Nettelton is one of the executors named in the said will and that he is entitled to have probate of the same issued to him accordingly (power being reserved to the other two executors, Walter John Ohlwerther and Alexander Duff Dunbar to at any time come in and obtain grant of probate of the said last will and codicil), unless any person or persons interested shall, on or before December 16, 1935, show sufficient cause to the satisfaction of this court to the contrary.

October 31, 1935.

R. F. DIAS,  
District Judge.

22 In the District Court of Galle.  
Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Francis Godage, deceased, of Haliwala. No. 7,683.

THIS matter coming on for disposal before C. E. de Vos, Esq., District Judge of Galle, on November 21, 1935, in the presence of Mr. H. de S. Kutaratne, Proctor, on the part of the petitioner, Bernard Godage of Haliwala; and the affidavit of the said petitioner dated November 19, 1935, having been read:

It is further declared that the said petitioner, as eldest son of the deceased, Francis Godage of Haliwala, is entitled to have letters of administration issued to him accordingly, unless the respondents (1) Masakorallage Dona Cornelia Vanvelzon Jayawardane of Haliwala, (2) Ada Godage wife of (3) Francis Jayawardane, both of Ihala Keembiya, (4) Diliya Godage, and (5) Noel Godage, both of Haliwala in Galle, shall show sufficient cause to the satisfaction of this court to the contrary on or before December 20, 1935.

C. E. DE VOS, District Judge. November 21, 1935.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the deceased, Meegasdeniyekankanamge Babehami late of Kambussawala, deceased. No. 1,204.

Meegasdeniyekankanamge Agnis alias Migoris of Kambussawala . . . . . Petitioner.

(1) Kodituwakkanamge Gamaranayake, (2) Meegasdeniyekankanamge Sadris, (3) Meegasdeniyekankanamge Suwaris, all of Kambussawala. Respondents.

THIS matter coming on for disposal before J. N. Vethavanam, Esq., District Judge of Tangalla, on June 28, 1934, in the presence of Mr. H. D. Ratnatunga, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated June 28, 1934, having been read:

It is ordered that the will of the said Meegasdeniyekankanamge Babehami dated March 9, 1925, now deposited in court, be and the same is hereby declared proved, unless the respondents shall, on or before September 5, 1934, show sufficient cause to the contrary.

It is further ordered that the 1st respondent be appointed guardian ad litem over the minor, the 3rd respondent, unless any person or persons interested shall, on or before September 5, 1934, show sufficient cause to the contrary.

It is also ordered that the petitioner is the executor named in the will and that he is entitled to have probate of the same issued to him accordingly, unless any person or persons interested shall, on or before September 5, 1934, show sufficient cause to the contrary.

J. N. VETHAVANAM, District Judge. August 1, 1934.

Extended for October 8, 1934.

J. N. VETHAVANAM, District Judge. September 5, 1934.

Extended for September 30, 1935.

R. R. SELVADURAL, District Judge. September 5, 1935.

Extended for December 12, 1935.

R. R. SELVADURAL, District Judge. November 7, 1935.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Punniamoorthy Kanapathippillai of Valveddithurai, deceased. No. 146.

Yakampikai, widow of Kanapathippillai . . . . . Petitioner.

(1) Veluppillai Punniamoorthy; and (2) Kanapathippillai Ananthan of ditto, a minor appearing by his guardian ad litem the 1st respondent . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 26, 1935, in the presence of Mr. S. Patanjali, Proctor, on the part of the petitioner; and the affidavit of the petitioner having

been read: It is ordered that the petitioner is entitled to have letters of administration to the estate of the said intestate as his widow, unless the respondents or any other person or persons interested shall appear before this court on December 13, 1935, and state objection or show cause to the contrary.

C. COOMARASWAMY, District Judge. Jaffna, November 7, 1935.

26 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 76. Kanthappasegarar Nadarajah of Vannarpunnai West, Jaffna, deceased.

Vairavanather Ponnampalam of Urumpiray North . . . . . Petitioner.

(1) Sokkalingam Kanthappasegarar, (2) Pakkianathy, widow of Nadarajah, (3) Nadarajah Balasubramanian, and (4) Nadarajah Sachuthanantham, all of Vannarpunnai West; the 3rd and 4th respondents being minors by their guardian ad litem the 2nd respondent . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 31, 1935, in the presence of Mr. S. Patanjali Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the petitioner is entitled to have letters of administration, to the estate of the said intestate as his uncle, unless the respondents or any other person or persons interested shall appear before this court, on December 16, 1935, and state objection or show cause to the contrary.

C. COOMARASWAMY, District Judge. Jaffna, November 14, 1935.

25 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Manonmayi, wife of Rajaratnam No. 153. Senathe Rajah of Alaveddy, deceased.

Rajaratnam Senathe Rajah of Alaveddy, presently of Kandy . . . . . Petitioner.

(1) Senatherajah Rajeswar, (2) Senatherajah Parameswar, (3) Veldipillai Thiagarajah, Post Office, Palataram . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 31, 1935, in the presence of Mr. S. Ilayatambi, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated October 13 and 31, 1935, having been read:

It is ordered that letter of administration in respect of the estate of the above-named deceased be granted to the petitioner, unless the above-named respondent or any other person shall, on or before December 13, 1935, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY, District Judge. November 27, 1935.

20 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 162. Sinnacheppillai, wife of Kanagasabai of Karaidivu, deceased.

Sangarapillai Kanapathippillai of ditto . . . . . Petitioner.

(1) Tillaiyampalam Sangarapillai, a minor by his guardian ad litem, (2) Kanagasabai Ponnampalam of ditto . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 15, 1935, in the presence of Mr. P. Sabaratnam, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the petitioner is the attorney of the intestate's husband and is entitled to have letters of administration to the said intestate issued to him, unless the respondents shall appear before this court, on December 10, 1935, and show cause to the contrary.

C. COOMARASWAMY, District Judge. November 15, 1935.

In the District-Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate of the late Jurisdiction. Sittampalam Kandiah of Udwill. No. 8,416.

Sittampalam Thamboo of Tellippalai . . . . . Petitioner. Vs.

- (1) V. Apimanasingam and wife (2) Kulamani of Udwill, (3) V. Selvadurai and wife Thavamani of Udwill, (5) Kandiah Maniccam, (6) Sunderammah, widow of Kandiah, all of Udwill, the 5th respondent is a minor by his guardian *ad litem*, 3rd respondent . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on May 22, 1935, in the presence of Mr. S. Kanagasabapathy Proctor, on the part of the petitioner, and the affidavit and petition of the petitioner having been read:

It is ordered that the petitioner is the brother of the deceased, and that he is entitled to administer the estate, and that letters of administration be issued to him accordingly, unless the respondent shall appear before this court on June 24, 1935, and show sufficient cause to the satisfaction of this court to the contrary.

June 19, 1935. C. COOMARASWAMY, District Judge. Time extended till December 17, 1935.

C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late A. V. Muttiah Chettiar Suppiah No. 8,512. Chettiar of Vannarponnai West, deceased.

Muttiammal, widow of A. V. Muttiah Chettiar Suppiah Chettiar, presently of Kovilanvayal Kuarnagalorevattam, Tirumayam Taluk, Pudukkotta State, South India, by her attorney Muttuveera Chettiar Suppiah Chettiar of Vannarponnai West, Jaffna . . . . . Petitioner. Vs.

- (1) Suppiah Chettiar Maruthappah (minor) of ditto by his guardian *ad litem*, (2) P. A. S. M. A. R. Muthalaguppillai of Vannarponnai West, Jaffna . . . . . Respondents.

THIS matter of the petition of the petitioner above named praying for letters of administration to the estate of the above-named deceased, A. V. Muttiah Chettiar Suppiah Chettiar, coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on March 27, 1935, in the presence of Mr. K. Aiyadurai, Proctor, on the part of the petitioner, and the affidavit of the petitioner dated February 13, 1934, having been read: It is declared that the petitioner is as widow of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before July 24, 1935, show sufficient cause to the satisfaction of this court to the contrary.

June 27, 1935. C. COOMARASWAMY, District Judge.

Time to show cause is extended for December 13, 1935.

C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

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Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Asaippillai, wife of Sinniah Thambipillai No. 8,647. of Punnalaikadduvan, deceased.

Sinniah Thambipillai of Punnalaikadduvan . . . . . Petitioner. Vs.

- (1) Thamothersampillai Nalliah, (2) Thambipillai Ratnam, (3) Thambipillai Arasaratnam, (4) Nesaratnam, daughter of Thambipillai, (5) Kirupairatnam, daughter of Thambipillai, (6) Selvaratnam, daughter of Thambipillai, all of Punnalaikadduvan. The 2nd, 3rd, 4th, 5th, and 6th respondents are minors appearing by their guardian *ad litem* the 1st respondent . . . . . Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on September 13, 1935, in the presence of Mr. K. Aiyadurai, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that letters of administration to the estate of the above-named deceased be granted to the petitioner, unless the respondents or any other person shall appear on October 31, 1935, and show cause to the contrary to the satisfaction of the court.

September 18, 1935. C. COOMARASWAMY, District Judge.

Time to show cause is extended for December 9, 1935.

C. COOMARASWAMY, District Judge.

33. In the District Court of Badulla.

Order Nisi.

No. B/967 In the Matter of the Intestate Estate and Effects of the late Vallian, Head Kangany of Oakwell estate, Haldummulla, deceased Between

Komerasamy's daughter Vallian Head Kangany's widow, Maria of Oakwell estate, Haldummulla. Petitioner.

- And (1) Kamatchi, wife of Veerappen of Oakwell estate, Haldummulla, (2) Rengamma, wife of Kamaga Muttu, present of South India, (3) Sellamma *aet* 11 years a minor by her guardian *ad litem* Kamatchi the 1st respondent above named . . . . . Respondents.

THIS matter coming on for disposal before Navroji Maneckji Bharucha, Esq., District Judge, Badulla, on November 25, 1935, in the presence of Messers. Potger & Keyt, Proctors, on the part of the petitioner above named; and her petition dated November 21, 1935, and affidavit dated November 18, 1935, having been read:

It is ordered (a) that the first respondent above named be and she is hereby appointed guardian *ad litem* over the 3rd respondent above named, being a minor, to represent her for all the purposes of this action; and (b) that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, to administer his estate, and to have letters of administration issued to her accordingly, unless the respondents above named or any person lawfully interested therein shall, on or before December 20, 1935, show sufficient cause to the satisfaction of this court to the contrary.

November 25, 1935.

N. M. BHARUCHA, District Judge.