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GAZETTE

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PART II.—LEGAL.

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

	PAGE		PAGE
List of Notaries ..	—	Supreme Court Notices ..	—
Passed Ordinances ..	—	District and Minor Courts Notices ..	—
Draft Ordinances ..	190	Notices in Insolvency Cases ..	190
Notifications of Criminal Sessions of the Supreme Court ..	—	Notices of Fiscals' Sales ..	190
Council of Legal Education Notices ..	—	Notices in Testamentary Actions ..	192
List of Jurors and Assessors ..	—	Miscellaneous ..	—

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DRAFT ORDINANCES.

MINUTE.

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

No. 10 of 1930. **An Ordinance to amend the Rubber Research Ordinance, 1930.**

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 Rubber Research Amendment Ordinance, No. of 1936.

Amendment of section 4 of Ordinances No. 10 of 1930. 2 Section 4 of the Rubber Research Ordinance, 1930, is hereby amended by re-numbering sub-section (3) of that section as “(3A)” and by the addition immediately after re-numbered sub-section (3A) of the following sub-section which shall have effect as sub-section (3B) of that section :—

“(3B) The Board may apply for, purchase or otherwise acquire any patents, brevets d’invention, concessions and the like conferring an exclusive or non-exclusive or limited right to use, or any information as to, any invention which may seem capable of being used for any of the objects and purposes of the Board, or the acquisition of which may seem calculated directly or indirectly to assist the accomplishment of such objects and purposes ; and may use, exercise, develop, grant licences in respect of, or otherwise turn to account, the property, rights and information so acquired.”

Objects and Reasons.

The object of this Bill is to extend the scope of section 4 of the Rubber Research Ordinance, 1930, and to confer on the Rubber Research Board power to apply for, purchase, or otherwise acquire, patents and kindred rights in industrial property.

D. S. SENANAYAKE,
Minister for Agriculture and Lands.

Ministry of Agriculture and Lands,
Colombo, April 1, 1936.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,867. In the matter of the insolvency of N. M. E. Ahamed Abdulla of 37, Old Moor 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 May 26, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
April 1, 1936. Secretary.

In the District Court of Colombo.

No. 4,904. In the matter of the insolvency of Albert Frederick Jeronimus Vanitamby of Auburn-side, Dehiwala.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on May 19, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
April 1, 1936. Secretary.

In the District Court of Kegalla.

Insolvency In the matter of the insolvency of Sinhala-Jurisdiction. pedige Pemanis of Wahawa.
No. 66.

NOTICE is hereby given that a public sitting of this court on the above matter has been fixed for April 29, 1936, for the purpose of making a dividend of the insolvent's estate.

By order of court, R. B. RATNAIKE,
April 3, 1936. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

20. In the District Court of Colombo.

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

Nana Annamalai Chettiar of 285, Sea street, Colombo Substituted Plaintiff.

No. 107. *Rs 16.39* Vs *39*

(1) A. M. Mohamed and his wife (2) Sitty Naseera, both of Greystone, Rendenn's avenue, Colpetty, Colombo Defendants.

NOTICE is hereby given that on Friday, May 8, 1936, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 763.14, together with interest thereon at 15 per cent. per annum from January 19, 1934, up to the date of decree (February 12, 1934), and thereafter on the aggregate amount of the decree at 15 per cent. per annum till payment in full and costs of suit, less Rs. 25, viz. :—

All that house and premises formerly bearing assessment No. 388/76, now bearing assessment No. 279, situated at Layard's Broadway, within the Municipality and in the District of Colombo, Western Province ; and bounded on the north-east by premises bearing assessment No. 281 belonging to M. M. Zenudeen, south-east by Layard's Broadway, south-west and north-west by property bearing assessment No. 277 belonging to Saman Silva ; and containing in extent 20 75/100 perches, and registered under title A 191/78.

Fiscal's Office,
Colombo, April 1, 1936.

J. R. TOUSSAINT,
Deputy Fisca

In the District Court of Avissawella.

Piscal Kankanamalage Dona Agnes of Mattamagoda Plaintiff.

No. 1,790. Vs.

Piscal Kankanamalage Don Sebastian of Udakanampella, the executor of the intestate estate of the late Piscal Kankanamalage Don Peduru Appuhamy of Udakanampella, deceased Defendant.

NOTICE is hereby given that on May 11 and 12, 1936, at the time mentioned, 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. 4,000 and costs, viz. :—

Monday, May 11, 1936.

1. *At 11 a.m.*—The land called Puwewatta, situated at Kudagama in the Udugaha pattu of Hewagam korale in the District of Colombo, Western Province; bounded on the north by Kelani-ganga, on the east, south, and west by ela; containing in extent about $4\frac{1}{2}$ bushels of paddy sowing.

(2) *At 11.30 a.m.*—The undivided $\frac{1}{4}$ + $\frac{1}{4}$ shares of the land called Kosgahawatta alias Kudagewatta, situated at Kudagama aforesaid; and bounded on the north by Kelani-ganga, on the east by Kiriwandola-ela, on the south by Inwattagalhena, and on the west by the live fence of this land; containing in extent about $3\frac{1}{2}$ bushels of paddy sowing.

(3) *At 12 noon.*—An undivided $\frac{1}{4}$ share of the lands called Kosgahawatta and Totupalewatta, situated at Kudagama aforesaid; and bounded on the north by Kelani-ganga, on the east by the live fence of Kudagewatta, on the south and west by the live fence of Buruthagahaowita; containing in extent about 3 pelas and 5 lahas of paddy sowing.

(4) *At 12.30 p.m.*—An undivided $\frac{3}{8}$ share of the field called Muruthagahaowita-irawella, situated at Kudagama aforesaid; and bounded on the north by Kelani-ganga, on the east by Kosgahawatta and Attikkagaha, on the south by Hiraliyedde-ela, and on the west by the live fence of the land called Kelagahawatta; containing in extent about 15 bushels of paddy sowing, together with the boutique and the watch hut standing thereon.

(5) *At 1 p.m.*—The land called Kelagahawatta, situated at Kudagama aforesaid; bounded on the north and east by Muruthagahaowita, on the south by a portion of this land, and on the west by Ulubadahelaowita; containing in extent about $1\frac{1}{2}$ bushels of paddy sowing.

(6) *At 1.30 p.m.*—The land called Kelagahawatta alias Welawatta, situated at Kudagama aforesaid; and bounded on the north by Puwakwetiya and the live fence of the land of Baba Appu, on the east by the live fence of Muruthagahaowita, on the south by Maha-ela and kumbura, and on the west by a portion of this land; containing in extent about $1\frac{1}{2}$ bushels of paddy sowing.

(7) *At 2 p.m.*—All those contiguous allotments of lands called Kahatagahawatta, Ulubadahelaowitewatta, Dorayalagewatta, Hettigewatta, and Kurundugalewatta, now forming one property according to plan dated May 13, 1903, made by R. W. Happenstall, Licensed Surveyor, situated at Kudagama aforesaid; bounded on the north by Kelani-ganga, on the east by the ditch of Muruthagahaowita and the live fence, on the south by Hiraliyedde-ela, and on the west by the ditch and live fence of Doranagodawatta; containing in extent about 7 acres and 23 perches by virtue of deed No. 7,593 dated January 18, 1892, attested by Don Dionis Gumaratne Jayatilleke, Notary Public, and deed No. 5,087 dated February 18, 1892, attested by Don Charles Amarasekera, Notary Public.

Tuesday, May 12, 1936.

(8) *At 10 a.m.*—The land called Ulahitiwela, situated at Kospitiyana in the Gangaboda pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north and east by Poogoda-ela, on the south by Kelani-ganga and Mandawalagewatta of Naina Lebbe, and on the west by Buthpitiye Lekamalageowita; containing in extent 6 acres and 35 perches.

(9) *At 12.30 p.m.*—The land called Ketakelagahawatta, situated at Senasungoda in the aforesaid pattu; bounded on the north by the live fence of Runamediyagahawatta, on the east by the land of the late W. Don Philip, on the south by Kelani-ganga, and on the west by the live fence of Hapugahawatta of W. Don Bastian; containing in extent about 3 pecks of paddy sowing.

(10) *At 1 p.m.*—The land called Ketakelagahawatta, situated at Senasungoda aforesaid; bounded on the north by the live fence of koratuwa, on the east by the live fence

of the land of K. Martin, on the south by Kelani-ganga, and on the west by the live fence of the land of K. Don Christopher; containing in extent about 2 bushels of paddy sowing.

(11) *At 1.30 p.m.*—An undivided $\frac{3}{4}$ share of the land called Hapugahawatta, situated at Senasungoda aforesaid; and bounded on the north by Tittawaleowita, on the east by the land of Balapuwaduge family, on the south by ganga, and on the west by the land of Warnakulasooriya-aratchige family; containing in extent about 2 bushels of paddy sowing.

(12) *At 2 p.m.*—An undivided $\frac{3}{4}$ share of the land called Hapugahawatta, situated at Senasungoda aforesaid; and bounded on the north by Koratuwewattakumbura and the live fence, on the east by the live fence of the land of Don Christopher, on the south by Kelani-ganga, and on the west by the live fence of the land of Thomas; containing in extent about $1\frac{1}{2}$ bushels of paddy sowing.

(13) *At 2.30 p.m.*—An undivided $\frac{1}{2}$ share of the land called Lenatherigolla, situated at Senasungoda aforesaid; and bounded on the north by lot X 31 in C. Q. P. 17 and T. P. 793,251, on the east by T. P. 193,251, on the south by T. P. 193,251 and lot 14 in C. Q. P. 15, and on the west by T. P. 191,452 and 186,251 and lot X 31 in C. Q. P. 17; containing in extent 5 acres and 11 perches.

(14) *At 3.30 p.m.*—The land called Bogahawatta, situated at Udakanampella in the Gangaboda pattu of Siyane korale in the District of Colombo, Western Province; bounded on the east by the land of M. Don Juwanis, on the south by Kelani-ganga, on the west by the live fence of a portion of this land belonging to P. Don Martin and others, and on the north by the dam (agallandiya); containing in extent about 2 bushels of paddy sowing.

(15) *At 4 p.m.*—The land called Jatiyakanattewatta, situated at Udakanampella aforesaid; bounded on the north by the land of W. Don Juwanis, on the east by the land of Savariel Fernando and others, on the south by the ditch of the land of P. Elias Appuhamy, and on the west by the land of W. Don Juwanis Muppurala and the land of Girigoris Aratchi and others; containing in extent about 7 bushels of paddy sowing.

Fiscal's Office,
Colombo, April 2, 1936.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

Sinnatamby Arumugam of New Chetty street,
Colombo Plaintiff.

No. 3,379. Vs.

Coomaraswamy Pararajasingham of 41/3, Barber
street, Colombo Defendant.

NOTICE is hereby given that on Wednesday, May 13, 1936, will be sold by public auction at this office the following property mortgaged with the plaintiff by bond No. 311 dated September 17, 1934, attested by C. T. Navaratnam, 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 7/11, 1935, for the recovery of the sum of Rs. 1,496.52, together with interest on Rs. 1,368 at 12 per cent. per annum from June 13, 1935 to August 2, 1935, and thereafter on the aggregate amount of Rs. 2,499 per cent. per annum till payment in full, less a sum of Rs. 900 and costs, viz. :—

(a) *At 1 p.m.*—All that mortgage bond No. 299 dated November 2, 1933, attested by C. T. Navaratnam, Notary Public of Colombo, and the moneys due under the said bond and the security contained therein, to wit :—An allotment of land called Murasamoddaikadu in Murusamoddai village, Karachchi division, Jaffna District, Northern Province; bounded on the north by reservation, on the east by Murasamoddaikadu said to be Crown and reservation along Kankarayan-aar, on the south by reservation along Kanakarayan-aar and reservation for a road, and on the west by a reservation, a stream, and lot 77; containing in extent exclusive of the stream 117 acres 3 roods and 17 perches according to the survey and description thereof authenticated by G. K. Thornhill, Esq., Surveyor-General, bearing date January 27, 1933, No. 424,477. Registered Jaffna B 25/118.

(b) *At 1.15 p.m.*—All that mortgage bond No. 302 dated December 2, 1933, attested by C. T. Navaratnam, Notary Public of Colombo, and the moneys due under the said bond and the security contained, to wit :—All that divided portion of land called Balapokunewatta, situated at Kirillapone in the Palle pattu of Salpiti korale in the District

of Colombo, Western Province, bearing lot No. 526B2 of lot No. 526B in registration plan No. 4, volume 5, folio 161, with the house standing thereon; bounded on the north by lot 526, on the east by lot 526B3, on the south by lots 531 and 532, and on the west by lots 526B1, 525C, and 525D; containing in extent 1 rood and 10 perches according to the figure of survey No. 2,862 dated February 3, 1930, made by A. J. Daniel, Licensed Surveyor and Leveller. Registered Colombo 16/188, Kirillapone.

Fiscal's Office, Colombo, April 3, 1936.

J. R. TOUSSAINT, Deputy Fiscal.

In the District Court of Colombo.

Diwelwatte Liyanage Eusina Isabella Perera Hamine (widow of Karappalagamage Charles Perera Appuhamy) of 78, New Chetty street, in Colombo . . . Plaintiff.

No. 54,132. Vs.

Jayakodi Aratchige Dona Pavistina Hamine of Makola, executrix of the last will and testament of the late Wickrema Aratchige Don Thomas Appuhamy of Makola in Adicari pattu of Siyane korale . . Defendant.

NOTICE is hereby given that on Saturday, May 9, 1936, at 11 A.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 2,882 dated July 19, 1929, attested by N. J. S. Cooray, 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 February 10, 1936, for the recovery of the sum of Rs. 3,440, with interest on Rs. 2,000 at 18 per cent. per annum from October 10, 1933, till date of decree (December 11, 1933), and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, viz. :-

All that allotment of land called Dawatagahalanda, with the tiled house, trees, and plantations thereon, situated at Makola in the Adicari pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by a cart road, on the east by the wall separating this land from the land belonging to Samaraweera Aratchige Deonis Perera and others, on the south by a wall separating a portion of this land, and on the west also by a wall separating a portion of this land; and containing in extent 3 acres more or less, which said premises according to plan No. 3,020 dated June 29, 1929, made by H. G. E. Perera, Licensed Surveyor, is described as follows:—An allotment of land called Dawatagahalanda, situated at Makola aforesaid; bounded on the north by the high road to Udupila, east by land belonging to Samaraweera Aratchige Dionis Perera and others, south by a portion of this land now of Lewis Perera, west by a portion of this land belonging to Matho Naide; containing in extent 2 acres 2 roods and 36 perches.

Prior registration C 182/71.

Fiscal's Office, Colombo, April 1, 1936.

J. R. TOUSSAINT, Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the matter of the Intestate Estate of the late Noel Constant Miles Wijesinha of Panadure, deceased.

Edmund Wijesinha Panadure Petitioner.

Margaret Josefine Wijesinha nee de Silva of Panadure Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 13, 1936, in the presence of Mr. C. W. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 13, 1936, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as father of the above-named deceased, to

have letters of administration to his estate issued to him unless the respondent above named or any other person or persons interested shall, on or before May 14, 1936, show sufficient cause to the satisfaction of this court to the contrary.

March 13, 1936.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Lindamulage Maria de Silva of Mount No. 7,528. road in Moratuwa, deceased.

Edwin Francis Emmanuel Fonseka of Idama in Moratuwa Petitioner.

(1) John Christopher Fonseka, (2) Hewafonsekage Anthony Fonseka the 1st respondent is a minor appearing by his guardian ad litem the 2nd respondent above named, both of Idama in Moratuwa Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 17, 1936, in the presence of Messrs. Perera Fernando, Proctors, on the part of the petitioners above named; and the affidavit of the said petitioner dated March 16, 1936, having been read:

It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian ad litem of the minor, the 1st 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 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 May 14, 1936, show sufficient cause to the satisfaction of the court to the contrary.

March 17, 1936.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Letchumanan Chettiar, son of Muthucaruppen Chettiar, also known as M. T. T. K. L. Letchumanan Chettiar late of Neikuppai, Ramnad District, in South India, deceased.

Muthucaruppen Chettiar, son of Letchumanan Chettiar of 111, Sea street, in Colombo Petitioner.

(1) Muthathal Achy, widow of Letchumanan Chettiar, (2) Ramaratnam Chettiar, son of Letchumanan Chettiar, (3) Thiragarajan Chettiar, son of Letchumanan Chettiar, (4) Neikuppai, Ramnad District, in South India, (5) Suppramaniam Chettiar, son of Letchumanan Chettiar of Sea street in Colombo, (6) Meenachi Achy of Neikuppai, Ramnad District, India, wife of (6) A. R. Alagappa Chettiar of Athikady Thekkur, Ramnad District, India, (7) Kalyani Achy, wife of (8) P. R. Supramaniam Chettiar, both of Neikuppai, Ramnad District, in South India Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 28, 1936, in the presence of Mr. S. Somasundaram, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 27, 1936, having been read:

It is ordered that the 2nd respondent be and he is hereby appointed guardian ad litem of the minor, the 3rd respondent above named, to represent him for all the purposes of this action, and 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 May 21, 1936, show sufficient cause to the satisfaction of the court to the contrary.

March 28, 1936.

G. C. THAMBYAH, District Judge.

In the District Court of Jaffna.

Order Nisi.

26
 Testamentary In the Matter of the Estate of the late
 No. 223. Anpar Ramalingam of Manippay,
 deceased.

Thillainayagy, widow of Ramalingam of Mani-
 pay Petitioner.
 Vs.

(1) Annam and (2) Saraspathy, daughters of Rama-
 lingam, (3) Ramalingam Arumugam, (4) Atputhaled-
 chumy, daughter of Ramalingam, (5) Ponnampalam
 Muttukumaru, all of Manippay; the last-4th minors
 appearing by their guardian *ad litem* the
 5th Respondents.

THIS matter of the petition of the petitioner, coming on
 for disposal before C. Coomaraswamy, Esq., District Judge,
 Jaffna, on March 5, 1936, Mr. E. Murugesampillai, Proctor,
 appearing for the petitioner; and the affidavit and petition
 of the petitioner having been read:

It is ordered that letters of administration to the estate
 of the deceased be issued to the petitioner, as his lawful
 widow, unless the above-named respondents shall appear
 before this court on April 23, 1936, and state objections to
 the contrary.

C. COOMARASWAMY,
 District Judge.

March 10, 1936.

In the District Court of Chilaw.

Order Nisi.

27
 Testamentary In the Matter of the Intestate Estate of
 Jurisdiction. Piyadasa Sirisena Ranasinghe of Yogi-
 No. 2,163. yana, deceased.

Sembukutti Aratchige Justina Silva Ranasinghe
 Hamine of Yogyiana Petitioner.
 Vs.

(1) Tudor Ranasinghe, Proctor, (2) Solomon
 Ranasinghe of Yogyiana, (3) Padawathi Dassana-
 nayaka of Katuwelligama, (4) Piyasiri Ratnayaka of
 Gampaha, (5) Somawathi Munasinghe of 18, Layard's
 road, Colombo Respondents.

THIS matter coming on for disposal before H. A. de
 Silva, Esq., District Judge of Chilaw, on March 13, 1936,

in the presence of Messrs. Corea & Corea, Proctors, on the
 part of the petitioner above named; and the affidavit of the
 said petitioner dated March 8, 1936, having been read:

It is ordered that the petitioner above named be and she
 is hereby declared entitled, as the mother of the said
 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
 April 23, 1936, show sufficient cause to the satisfaction of
 this court to the contrary.

March 13, 1936.

H. A. DE SILVA,
 District Judge.

In the District Court of Kegalla.

Order Absolute.

27
 Testamentary In the Matter of the Last Will and Testa-
 Jurisdiction. ment of Hithgoda Gunaratana Terunnanse
 No. 1,584. of Medagodalantha, deceased.

(1) Peramune Karunabileke Mudiyanseleage Dingiri
 Banda of Hithgoda, (2) Dunumale Mudiyanseleage
 Dingiri Banda of Malawita Petitioner.

THIS matter coming on for final determination before
 G. S. Suraweera, District Judge, Kegalla, on
 December 11, 1935, in the presence of Mr. G. Aturupane,
 Proctor, on the part of the petitioner; and (1) the affidavit
 of the said petitioners and (2) the affidavit of the attesting
 witnesses dated November 4 and December 11, 1935,
 respectively, having been read:

It is ordered that the last will of the said deceased No. 375
 dated December 7, 1927, 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
 above-named petitioners are the executors named in the
 said will and that they are entitled to have probate thereof
 issued to them accordingly.

G. S. SURAWEERA,
 District Judge.

November 11, 1935.

Order absolute is extended to April 29, 1936.

March 11, 1936.

G. S. SURAWEERA,
 District Judge.