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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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DRAFT ORDINANCES.**MINUTE.**

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

G 604

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

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. of 1936.

Amendment of section 26 of Ordinance No. 9 of 1924.

2 Section 26 of the Village Communities Ordinance, No. 9 of 1924, (hereinafter referred to as "the principal Ordinance"), is hereby amended as follows :—

- (1) by the repeal of sub-section (2) thereof ; and
- (2) by the addition of the following new sub-sections, which shall have effect respectively as sub-sections (2), (3), (4), (5) and (6) thereof :—

" (2) Such of the moneys referred to in sub-section (1) as may be received by the Village Committee of a subdivision or by the Chairman thereof, for or on behalf of the inhabitants of that subdivision, shall be deposited with the Government Agent by the Chairman—

(a) in the case of moneys received in commutation of the annual tax payable in labour or double labour, within one month after the respective final dates fixed by the rules under section 29 relating to such commutation and for the time being in force within that subdivision ; and

(b) in the case of all other such moneys, within one week after the date of the receipt thereof.

(3) All fines, penalties and sums referred to in sub-section (1) shall be deposited with the Government Agent by such persons as may be designated, and at such times and in such manner as may be prescribed, by rules made under section 95.

(4) Save only such fines and penalties as may be levied or recovered in respect of breaches of rules made under section 29, all fines, penalties and sums referred to in sub-section (1) which may be levied, recovered or paid in a Village Tribunal on or after the first day of October, 1935, shall be credited by the Government Agent to the general revenue.

(5) Subject to the provisions of this Ordinance, all moneys deposited with the Government Agent as hereinbefore provided and such of the fines and penalties as are not hereinbefore required to be credited to the general revenue shall be applied to the payment of the necessary expenses of carrying out the provisions of this Ordinance and of any rules made thereunder and for such village purposes as the Village Committee of the subdivision may with the concurrence of the Government Agent determine.

(6) For the purposes of this section the Chairman of a Village Committee shall be deemed to be a public servant within the meaning of the Ceylon Penal Code."

Amendment of section 34 of the principal Ordinance.

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

- (1) by the re-numbering thereof as sub-section (1) of that section ; and
- (2) by the addition of the following new sub-sections, which shall have effect respectively as sub-sections (2) and (3) thereof :—

" (2) Any building used, whether in whole or in part, as the court-house of a Village Tribunal may, together with the land on which that building stands and any other land or building appurtenant thereto, be resumed by or transferred to the Crown by Order of the Governor published in the Government Gazette :

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same.
22/5*

Provided that no such Order shall be made in respect of any land or building not vested in the inhabitants of a subdivision under sub-section (1).

(3) The publication of an Order made under sub-section (2) shall, without the execution of any deed or instrument, be sufficient to convey to the Crown the right, title and interest of the inhabitants of the subdivision in the land or building affected by such Order, and the description in any such Order of any land or building as appurtenant to any court house to which the Order relates shall, as between the Crown and the inhabitants of the subdivision, be conclusive proof of the fact that it is so appurtenant."

4 Section 43 of the principal Ordinance is hereby repealed and the following new section is substituted therefor:—

Substitution of new section for section 43 of the principal Ordinance.

43. The Governor may, by proclamation published in the Government Gazette—

- (a) abolish any Village Tribunal, or
- (b) enlarge, restrict or vary in any other way the area within the jurisdiction of any Village Tribunal; and

Power to abolish Village Tribunals or to vary their territorial jurisdiction.

may, by the same or any later proclamation, give all such directions as may be necessary for the transfer, disposal or completion of cases and other legal proceedings pending at the time of the proclamation in any Village Tribunal affected thereby.

5 Section 72 of the principal Ordinance is hereby amended as follows:—

Amendment of section 72 of the principal Ordinance.

- (1) by the omission of the words "defendant or", and
- (2) by the substitution for the words "mischief done, by the defendant", of the words "mischief done, by the person on whom such penalty has been imposed".

Objects and Reasons.

Under section 26 of the Village Communities Ordinance, No. 9 of 1924, all moneys recovered by the Village Tribunal in any subdivision by way of fine, penalty, or forfeiture, are deposited with the Government Agent to the credit of the communal funds of the inhabitants of the subdivision; and under section 34, the court-houses used by the various Village Tribunals, if they are not private property, are vested in the inhabitants of the respective subdivisions. It has been decided that the establishment charges of all Village Tribunals in the Island, and the cost of maintaining the court-houses which are not private property, should be met out of the public revenue; and that in return the fines, penalties and forfeitures recovered in Village Tribunals in connexion with offences other than breaches of rules made under section 29 of the Ordinance, should be credited to revenue, and the rights of the inhabitants in the court-houses and premises re-vested in, or transferred to, the Crown. Special provision was made in the Budget for the financial year 1935-36 for the maintenance of the buildings and the payment of the staff of Village Tribunals and, from 1st October, 1935, all expenditure on Village Tribunals has been charged to the public revenue. The principal object of this Bill is to amend the Village Communities Ordinance, No. 9 of 1924, so as to enable effect to be given to the arrangement set out above in regard to the disposal of fines recovered on and after the 1st October, 1935, and the resumption by or the transfer to the Crown of Village Tribunal court-houses, which are now vested in the inhabitants. The opportunity has been taken to amend two sections of the principal Ordinance in order to remove difficulties experienced in the interpretation and the administration of the Ordinance.

2. Clause 2 amends section 26 of the principal Ordinance by the repeal of sub-section (2) and the substitution of five new sub-sections which provide that fines, penalties and forfeitures recovered in Village Tribunals in respect of offences other than breaches of rules made under section 29 of the Ordinance, should be deposited with the Government Agent within specified periods and thereafter credited to general revenue. Provision has also been made requiring the Chairman of a Village Committee to deposit with the Government Agent fines and other moneys recovered by or paid to him or to the Committee.

3. Clause 3 amends section 34 of the principal Ordinance by the addition of two new sub-sections which enable the Governor by order published in the Government Gazette to revert in or transfer to the Crown any building used, whether in whole or in part, as the court-house of a Village Tribunal, together with the appurtenant buildings and land. No such order will affect the rights of any private individual.

4. Section 43 of the principal Ordinance provides for the abolition of a Village Tribunal or the extension of its territorial jurisdiction. Clause 4 repeals this section and substitutes in its place provision which will enable the Governor not only to extend but also to diminish or vary the territorial jurisdiction of a Village Tribunal and to give the necessary directions for the disposal of cases pending in any Village Tribunal at the time of its abolition or the alteration of its territorial jurisdiction.

5. Clause 5 corrects an obvious error in section 72 of the principal Ordinance and makes it clear that the intention of the section is to enable compensation to be paid only to aggrieved parties out of fines and penalties recovered by a Village Tribunal or a Village Committee.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, May 7, 1936.

DISTRICT AND MINOR COURTS NOTICES.

Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Balangoda and Rakwana will be held by me on the dates given below :—

(These dates are subject to alteration.)

1936.	Balangoda.	Rakwana.
July ..	10, 11, 31, Aug. 1	.. 3, 4, 24, 25
August ..	14, 15, 28, 29	.. 7, 8, 21, 22
September ..	11, 12, 25, 26	.. 4, 5, 18, 19
October ..	9, 10, 23, 24	.. 2, 3, 16, 17
November ..	13, 14, 27, 28	.. 6, 7, 20, 21
December ..	11, 12	.. 4, 5, 18, 19

HUBERT EVERARD GARVIN,
Police Magistrate and Commissioner of
Requests.

Police Court,
Ratnapura, May 4, 1936.

NOTICE is hereby given that the Circuit Court will sit at Rakwana on June 5, 1936.

HUBERT EVERARD GARVIN,
Police Magistrate and Commissioner of
Requests.

Police Court,
Ratnapura, May 11, 1936.

NOTICES OF INSOLVENCY.

8 In the District Court of Colombo.

Insolvency In the matter of the insolvent estate of E. B. No. 4,899. Nathanieez of Colombo.

NOTICE is hereby given that the above-named F. V. Beven of Colombo has been adjudged an insolvent in these proceedings.

By order of court, GERALD E. DE ALWIS,
May 12, 1936. Secretary.

In the District Court of Colombo.

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

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 June 16, 1936, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
May 12, 1936. Secretary.

8 In the District Court of Colombo.

No. 4,945 In the matter of the insolvent estate of (Insolvency). F. V. Beven of Colombo, insolvent.

NOTICE is hereby given that the above-named F. V. Beven of Colombo has been adjudged an insolvent in these proceedings.

By order of court, GERALD E. DE ALWIS,
May 8, 1936. Secretary.

In the District Court of Colombo.

No. 4,964. In the matter of the insolvency of Sinnatamby Rasiah of Lascorine road, Kotahena, Colombo.

WHEREAS the above-named Sinnatamby Rasiah has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. K. Supramaniam of Wasala road, Kotahena, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Sinnatamby Rasiah insolvent accordingly; and that two public sittings of the court, to wit, on July 21, 1936, and on August 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

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

In the District Court of Colombo.

No. 4,965. In the matter of the insolvency of Henry Walter de Zoysa, presently of Kalutara.

WHEREAS the above-named Henry Walter de Zoysa has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by C. J. P. Senaviratne of Kalmulla, Kalutara, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Henry Walter de Zoysa insolvent accordingly; and that two public sittings of the court, to wit, on July 28, 1936, and on August 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,
May 4, 1936. Secretary.

In the District Court of Colombo.

No. 4,966. In the matter of the insolvency of Korallalage Don Benjamin Perera of 19, 2nd Maligakanda lane, Maradana, Colombo.

WHEREAS the above-named Korallalage Don Benjamin Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by O. Albert Appuhamy of Rajagiriya, under the Ordinance No. 7

of 1853: Notice is hereby given that the said court has adjudged the said Korallalage Don Benjamin Perera insolvent accordingly; and that two public sittings of the court, to wit, on July 7, 1936, and on August 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, **GERALD E. DE ALWIS**,
May 8, 1936. Secretary.

In the District Court of Colombo.

No. 4,967. In the matter of the insolvency of S. Krishnamurthy Iyer of Galle road, Wellawatta, Colombo.

WHEREAS the above-named S. Krishnamurthy Iyer has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. G. Gunaratne of Wellawatta, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. Krishnamurthy Iyer insolvent accordingly; and that two public sittings of the court, to wit, on July 21, 1936, and on August 4, 1936, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, **GERALD E. DE ALWIS**,
May 12, 1936. Secretary.

In the District Court of Kandy.

No. 2,100. In the matter of the insolvency of Punchihewage John de Silva of Kadiyanlena estate, Kotmalie.

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 June 12, 1936, to appoint an assignee.

By order of court, **R. MALALGODA**,
May 11, 1936. Secretary.

In the District Court of Jaffna.

Insolvency In the matter of the insolvency of K. Kathir-
Jurisdiction. kamer Kidnapillai of Vannarponnai East,
No. 151. Jaffna.

WHEREAS K. Kathir kamer Kidnapillai has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by A. K. Thambipillai of Vannarponnai East, Jaffna, under Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. Kathir kamer Kidnapillai insolvent accordingly; and that two public sittings of the court, to wit, on May 25, 1936, and on June 26, 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 said other steps set forth within the said Ordinance, of which creditors are hereby required to take notice.

By order of court, **C. CANAPATHIPILLAI**,
April 21, 1936. Secretary.

In the District Court of Jaffna.

Insolvency In the matter of the insolvency of Sitham-
No. 158. parapillai Nagendram of Vannarponnai
East, Jaffna, insolvent.

WHEREAS the above-named Sithamparapillai Nagendram has filed a declaration of insolvency, and a petition for the sequestration of estate has been filed by V. S. Thambiyasinghe of Vannarponnai East, Jaffna, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Sithamparapillai Nagendram insolvent accordingly; and that two public sittings of the court, to wit, on May 15, 1936, and on June 23, 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, **C. CANAPATHIPILLAI**,
April 30, 1936. Secretary.

In the District Court of Badulla.

No. 26. In the matter of the insolvency of M. V. Veluthampillai of Dickwella estate, Hali-ela.

NOTICE is hereby given that a certificate meeting of the above-named insolvent will take place at the sitting of this court on June 26, 1936.

By order of court, **A. K. ALVAPILLAI**,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

The Hong Kong and Shanghai Banking Corporation
of Colombo .. 54 .. Plaintiffs.

No. 3,907. Vs.

(1) Edward Basil Nathanielsz of Colombo, (2) Ayres Karunaratne of Hulftsdorp, Colombo, assignee of the insolvent estate of the 1st defendant ... Defendants.

NOTICE is hereby given that on Tuesday, June 16, 1936, at 4 P.M., will be sold by public auction at the premises the following property mortgaged to the plaintiff by bond No. 156 dated September 20, 1923, attested by W. K. S. Hughes of Colombo, Notary Public, and declared specially and primarily bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated February 25, 1936, for the recovery of the sum of Rs. 8,516.99, with interest thereon at 9 per cent. per annum from January 10, 1936, till payment in full and costs of suit being the amount secured by the said bond, viz. :-

All those three contiguous allotments of land marked letters D, E, and F in the plan hereinafter referred to with the buildings standing thereon bearing assessment Nos. 1594/44/44a and 1291/44/44a, Colpetty, which said last-named premises presently bear assessment Nos. 22 and 24, Serendib road, Colpetty, Colombo, out of the land called Bombegawatta, situated at Barandeniya in Colpetty, within the Municipality and District of Colombo, Western Province; the allotment marked D being bounded as follows :- on the north by the property of Kirikankanige Haramanis Perera; late Police Vidane Ralle, on the east by the part marked E, on the south by the property of Samsudeen Marikar and Mr. John de Silva, and on the west by the portion marked G in the same plan; containing in extent 14½ perches; and the allotment marked E and F being bounded as follows :- on the north by the property of Kirikankanige Haramanis Perera, late Police Vidane Ralle, on the east by the road, on the south by the property of John William de Silva, and on the west by the part marked letter D; containing in extent 22 perches more or less according to the plan thereof dated August 29, 1871, made by A. Anthonisz, Land Surveyor, together with all the buildings standing thereon or at any time hereafter to be erected thereon and all appurtenances whatsoever to the said properties and premises belonging or in anywise appertaining or held to belong or be appurtenant thereto or used or enjoyed therewith and all the estate, right, title, interest, property, claim, and demand whatsoever of the 1st defendant of in, to, upon, or out of the said properties and premises excluding however the premises bearing assessment No. 1594/44-44a, Colpetty road, being the said lot F hereinbefore referred to which is now a roadway.

Prior registration A 158/143.

Fiscal's Office,
Colombo, May 13, 1936.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

Atukoralalage Don Esan of Kirigampamunuwa in Madugaha pattu of Salpiti korale Plaintiff.

No. 47,408. Vs.

(1) Atukoralalage Baronchi Appu and two others (2) Meegahage Dona Podinona, of Kirigampamunuwa, (5) Atukoralalage James of Sirambalagoda, (6) ditto Pedrick, (7) ditto Cornelis, (8) ditto Mendris, (9) Atukoralalage Sadiris, (10) ditto Mainona, all of Kirigampamunuwa, (11) ditto Ranjith Hamy of Siddamulla, (12) Singankuttiatchige Simon, (13) ditto Mary Nona, (14) ditto Rosalind, all of Siddamulla substituted defendants in room of 1st defendant, deceased Defendants.

NOTICE is hereby given that on Friday, June 19, 1936, at 2 P.M., will be sold by public auction at the premises

the right, title, and interest of the said substituted defendants in room of the 1st defendant, deceased, in the following property for the recovery of the sum of Rs. 120 as damages from July 23, 1931, up to July 23, 1935, and Rs. 781.04 being taxed costs, less Rs. 75, viz. :—

The divided $\frac{1}{4}$ share of the land called Gaboralagekanatta, together with the buildings standing thereon, situated at Kirigampamunawa in the Udugaha pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by the land purchased by P. Simon Fernando and P. Francisco Fernando, and the land gifted to Don Carolis Wijetunga, on the east by the land of Tanaweeraatchige Allis Appu and Atukoralage Babbu Appu, on the south by the other portion of this land, and west by the land of Welapahala Aratchige Suwaris Appu; containing in extent about 5 acres and 22 perches, excluding therefrom an undivided extent of $1\frac{1}{2}$ acres and one house now in the occupation of Atukoralage Don Mendris.

Fiscal's Office,
Colombo, May 13, 1936.

J. R. TOUSSAINT,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Weeragathy Pillai's son, Doraisamy of Thondamannar in Jaffna, presently of Teldeniya Plaintiff.
No. 44,653. Vs.

Ramasamy's daughter, Ponnamma of Nugapitiya estate in Henagehuwela of Pallis pattu in Lower Dumbara Defendant.

NOTICE is hereby given that on Saturday, June 27, 1936, commencing at 2 P.M., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 552 dated August 29, 1932, and attested by M. Chelvanarayana of Wattegama, 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 22, 1934, for the recovery of the sum of Rs. 1,195.67 with interest on Rs. 1,000 at 15 per cent. per annum from December 21, 1933, till June 28, 1934, and thereafter on the aggregate amount at the rate of 9 per cent. per annum from June 28, 1934, till payment in full and costs of this action and poundage, viz. :—

(1) All that southern defined one-third share of the extent of about 3 acres more or less from and out of all that land called Wambatuheha of the extent of about 8 nellies kurakkan sowing appurtenant to Daskarayekumbura, situate at Henagehuwela in Pallis pattu of Pata Dumbara in the District of Kandy, Central Province; and which said southern defined one-third share is bounded on the east by the limit of Liyanarallegedara Appuhamy's garden and by the limit of Punchirale's land, south by the limit of Ritigahawattehena and gala (stone), west by the limit of Tikiri Menika's land, and north by the remaining portion of this land, together with the buildings, plantations, and everything thereon. Registered in E 130/367.

(2) All that allotment of land called Wambatuheha in extent 1 acre 1 rood and 39 perches, situate at Henagehuwela aforesaid; and bounded on the north by the land belonging to G. Kumarihamy and others, east by land said to belong to L. Dingiri Menika, south by the land appearing in T. Plan No. 122,931, and west by land belonging to Rambukwelle, ex R. M., Chandajothi Unnanse and others, together with the buildings, plantations, and everything thereon. Registered in E 130/368, 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, May 7, 1936.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Ekanayake Dunukara Mudiyansele Kalu Banda Pettiyagoda of Bulumulla in Gangapalata of Yatinuwera, presently of Pettiyagoda in Gangapalata of Uduuwera Plaintiff.
No. 46,746. Vs.

Ratnayake Mudiyansele Punchi Amma of Galange Udagedera in Kamburugamuwa in Gangapalata of Uduuwera, the legal representative of the estate of Galange Udagedera Hanay, deceased Defendant.

NOTICE is hereby given that on Saturday, June 6, 1936, at 1 P.M., will be sold by public auction at the premises the

following property mortgaged with the plaintiff by bond No. 713 dated February 24, 1933, and attested by E. Dias Desinghe of Kandy, 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 March 16, 1936, for the recovery of the sum of Rs. 3,398, with legal interest on Rs. 3,137.60 at 9 per cent. per annum from September 16, 1935, till payment in full and poundage, viz. :—

All those lands called Kiriwanawewatta (*alias* Tiruwanawewatta) and Dandumadittekumbura and Dandumadittekumbura, all forming one property in extent about 8 acres, situate at Palle Aludeniya in Gangapalata of Uduuwera in the District of Kandy, Central Province; and bounded on the east by Karamada ganima, south by the limit of Godapola Galleddalagehena and Muruthewatta, west by ella of Muruthekumbura, and north by ima of Keppitigollehena and Kalukundakumburewatta, together with the plantations and everything standing thereon, and registered in C 105/26, 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, May 4, 1936.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Almas Bai of Kandy Plaintiff.
No. 46,585. Vs.

(1) Mrs. S. E. Ratwatte and (2) H. Ratwatte, both of Uduwela, Teldeniya Defendants.

NOTICE is hereby given that on Saturday, June 13, 1936, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 359.48 with interest on Rs. 350 at 9 per cent. per annum from June 8, 1935, till payment in full and poundage in the following property, viz. :—

One undivided half part or share of and in all those houses and premises bearing assessment Nos. 311, 312, and 313 which form one property, situate at Trincomalee street, within the town and Municipality of Kandy, in the District of Kandy, Central Province; and the entirety being bounded on the north by the house and premises No. 310 belonging to the late Mr. Estrop, east by Trincomalee street, south by the property of Mr. Silva and house and premises No. 314, and west by Mr. Joseph's land; and containing in extent 40 feet in length along Trincomalee street and 140 feet in breadth from the verandah to the back wall.

Fiscal's Office,
Kandy, April 22, 1936.

H. C. WIJESINHA,
for Fiscal.

Southern Province.

In the District Court of Matara.

Werkmeister Dental Meurling of Cotta road, Colombo, executor of the last will and testament of Miss F. J. Meurling, deceased Plaintiff.
No. 8,069. Vs.

(1) Sembukuttige Vincent Christian de Silva of Kamburugamuwa, (2) Sudirikku Hennegede Bastian Appu of Mirissa Defendants.

NOTICE is hereby given that on the following days and hours specified below will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following mortgaged property for the recovery of a sum of Rs. 1,930.13, viz. :—

On Saturday, June 13, 1936, at 2 p.m.

1. All that the soil and trees of the undivided $\frac{7}{12}$ of 9/10 share of the 1st plantation of the land called Raduwekehetaskoratuwa, situated at Mirissa in the Weligam korale of Matara District, Southern Province; and bounded on the north, south, and west by Crown land, east by Medadeniya; and containing in extent about 2 acres.

On Thursday, June 18, 1936, at 2 p.m.

2. All that the soil and trees of the land called Pittalamestrigewatta, situated at Kamburugamuwa in the Weligam korale of Matara District, Southern Province; and bounded on the north by land described in plan No. 67,735, east by Kongahawatta *alias* Galleralagewatta, south by Mohottiwila, and west by land described in plan No. 67,733; and containing in extent 3 roods and 3 perches.

3. All those undivided $\frac{2}{3}$ parts of the soil and undivided 145/192 parts of the trees of the plantations and 55/96 parts of the trees of 2nd plantation of the land called Ketakalagahawatta, situated at Kamburugamuwa aforesaid; and bounded on the north by Dunumadalagahawatta wherein Sattambi Vidane resided and described in plan No. 67,731, east by land wherein Pittala Mestri resided and described in plan No. 67,732, south by Mohottiwila, and on the west by Dunumadalagahawatta *alias* Medagodawatta; and containing in extent about 1 acre.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, May 7, 1936. Additional Deputy Fiscal.

In the District Court of Matara.

V. E. P. R. Periyakuppam Chettiar of Matara.. Plaintiff.
No. 9,349.

Vs.
(2) Mr. R. S. Gunasekera, Secretary, District Court, Matara, official administrator of the estate of the deceased, M. Joonoos, J.P. Defendant.

NOTICE is hereby given that on Thursday, June 11, 1936, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of a sum of Rs. 3,118-26, viz.:

All that undivided $\frac{1}{2}$ share of the soil and fruit trees of the contiguous lands called Etambakada Pinketiya and Alligemulana, situated at Kirinda in Gangaboda pattu of Matara District, Southern Province; and bounded on the north by Meeralebbepadinchiwatta, Siyambalagahawatta, and Akuresedeniya, east by Meeralebbeekoratuwa and Kiriwansemulana, south by Waduwegodella, Kokmaduwegodella, and Pinketiye-godella, and on the west by Tumpela; and containing in extent 8 acres and 1 rood.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, May 7, 1936. Additional Deputy Fiscal.

In the Additional Court of Requests of Matara.

Miss Irangani Wijesinghe of Sihalena, Pallimulla, Matara Plaintiff.
No. 18,972.

Vs.
Hewa Lunuwilage Alexander, Police Officer, Meddawatta, Matara Defendant.

NOTICE is hereby given that on Monday, June 8, 1936, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of a sum of Rs. 300-16, with legal interest on Rs. 271-52 from October 22, 1935, till payment in full, viz.:

An undivided one-sixth share of the soil, fruit trees, plantations, and buildings of the contiguous lands called Irikondapahalakella and reclaimed portion of Muttettuwa forming one property, and situated at Nagawila in Meddawatta, within the Four Gravets of Matara in Matara District, Southern Province; and bounded on the north by ela, east by Hettigodairikonda, south by high road, and on the west by the remaining portion of Muttettuwa; and containing in extent 1 acre and 15 $\frac{9}{25}$ perches.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, May 2, 1936. Additional Deputy Fiscal.

In the District Court of Tangalla.

Rattasin Arachchige Babusin Appuhamy, Police Officer of Pallattara, Plaintiff.
No. 3,507.

Vs.
(1) Don Turin Jayasuriya of Ethpitiya and (2) Galappatti Arachchige David de Silva Jayasuriya of Walasmulla Defendants.

NOTICE is hereby given that on Monday, June 8, 1936, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following mortgaged property for the recovery of Rs. 4,292-23 $\frac{1}{2}$, with further interest on Rs. 3,146-48 from March 21, 1936, till payment and poundage, viz.:

At Walasmulla and Bowala.

(1) All the soil and plantations of the portion of land separated from the live fence of the land called Galpottihena, situated at Walasmulla in West Giruwa pattu of the

Hambantota District; which portion is bounded on the north by land claimed by natives, north-east by footpath, east by the portion of the same land in extent 1 $\frac{1}{2}$ acres belonging to Don Gunawath Wadigadiyakara Opisaramahatmaya and another south-east by Crown land, south-west by Crown land and a road, and west by Mahawatta; containing in extent 7 acres and 8 perches.

(2) All that undivided $\frac{1}{3}$ share of the soil and of all the plantations of the land called Katuwehena, situated at Bowala in West Giruwa pattu aforesaid; and bounded on the north by lots Nos. 296, 289, 295, 294, and 292 described in P. P. 157, east by lot 292 described in P. P. 157 and the village limit of Omara, south by village limit of Ethpitiya, and west by lots Nos. 313, 312, 311, and 309 described in P. P. 157 and a road; containing in extent 37 acres 1 rood and 31 perches.

Deputy Fiscal's Office, A. L. M. NOOR MOHAMED,
Tangalla, May 9, 1936. Additional Deputy Fiscal.

Northern Province.

33 In the District Court of Jaffna.

H. D. Thornton and M. J. Harding, both of Colombo, administrators of the estate of the late A. R. A. R. S. M. Somasundaram Chettiar in testamentary case No. 5,408, D. C., Jaffna Plaintiffs.
No. 406.

Vs.
V. E. N. Muttavelu Chettiar of Vannarponnai East Defendant.

NOTICE is hereby given that on Saturday, June 6, 1936, at 10 o'clock in the forenoon, will be sold by public auction at the spots the right, title, and interest of the said defendants in the following property for the recovery of Rs. 1,250, costs Rs. 13-20, poundage and charges, viz.:

1. A piece of land with the ground, palmyras, coconut trees, margosa trees, thuravos of a piece of land, situated at Koilakandy in Navatkuly parish, Thenmaradchy division of the Jaffna District, Northern Province, called Koddainnra vavalum Thidalvalavum, in extent 109 $\frac{1}{2}$ lachams varagu culture and p. c.; and bounded on the east by the late Sinnachipillai, wife of Sittampalam, and front of lane and others, north by the property belonging to Sithampara Subramaniaswamy temple and others, west by Theivy, widow of Velan, and south by sand road and the late Sinnapillai, wife of Sabapathy, and brothers and sisters, and others.

2. A piece of land with the ground and palmyras of a piece of land, situated at Navatkuly in ditto called Manicavasagarvalavu; in extent 4 $\frac{1}{2}$ lachams varagu culture; and bounded on the east by Kathiyesar Paramanather, north by road, west by lane, and south by Suppar Saravanamuttu and others.

Fiscal's Office, S. TURAIYAPPAH,
Jaffna, May 12, 1936. Deputy Fiscal.

North-Western Province.

37 In the District Court of Kurunegala.

K. M. P. R. Kumarappa Chettiar, (2) ditto Periya Karuppen Chettiar, by their attorney V. R. Bala-kristna Rawuth of Kurunegala Plaintiffs.
No. 15,628.

Vs.
G. D. John Fernando of Ilukwehena in Hatahaye korale Defendant.

NOTICE is hereby given that on Tuesday, June 9, 1936, at 4.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 5,060-30, with interest on Rs. 4,600 at 15 per cent. per annum from May 30, 1930, to May 9, 1932, and thereafter with legal interest on the aggregate amount till payment in full and poundage, less Rs. 3,600, viz.:

An undivided $\frac{1}{3}$ share of Ilukweherakumbura, situate at Ilukwehena in Hatahaye korale of Hiriyala hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Kumbukgaha on the limit of Thahanamgahawela-oya and Meegaha, east by lands of Punchirala, Ranhamy, Tikka, Mohota, Kudaya, Dingiriya, and Baiya of Pahalawewa and lands claimed by villagers,

south by land claimed by villagers, west by Meegaha of the land of Kirihamy, east of the land of the villagers and land of Pedrick Mendis. Containing in extent 33 acres and 26 perches. Together with the buildings and plantations thereon. Registered under B 182/113.

Fiscal's Office,
Kurunegala, May 5, 1936.

R. S. GOONESEKERA,
Deputy Fiscal.

In the District Court of Kurunegala.

Abeykoon Mudiyanseleage Dingiri Banda of Panaliya Plaintiff.

No. 17,764. Vs.

(2) Rajapaksa Mudiyanseleage Tikiri Banda of Panaliya Defendant.

NOTICE is hereby given that on Saturday, June 6, 1936, at 11 o'clock in the forenoon, will be sold by public auction at the premises, commencing from the first land the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 840, with legal interest thereon from June 7, 1935, till payment in full and costs, Rs. 26.19, and poundage, viz. :-

1. An undivided $\frac{1}{4}$ share of the land called Kalugalpayewatta of 8 lahas kurakkan sowing extent, situated at Panaliya of Udapola Oota korale east in Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Kalugalpayemahagala, on the east by Siyambalagahamulahena Dingiri-appugehena and Mala-ela, on the south by Rammenikage-kumburepillewa, and on the west by Dingirihamigenarangahamulahena, Kalugalpayehena, and Mala-ela.

2. An undivided $\frac{1}{4}$ share of the land called Kalugalpayewatta of 1 thimla kurakkan sowing extent, situated at Panaliya aforesaid and bounded on the north by limit of the land of Puchi Menika, on the east and south by limit of the land of Rammenika, and on the west by Mala-ela.

3. An undivided $\frac{1}{4}$ share of Hingurugollekumbura of 2 pelas and 5 lahas of paddy sowing extent and its adjoining Hingurugollewatta of 6 seers kurakkan sowing extent and Kalugalpayewatta of 2 lahas kurakkan sowing extent, situated at Panaliya aforesaid; and together bounded on the north and east by village limit of Walgama and tea estate, on the south by Malawitiyawatta of Appuhamy, Vel-Vidane, and on the west by gardens of Appuhamy, Vel-Vidane, and field and pillewa of Rammenika.

4. An undivided $\frac{1}{4}$ share of Asseddumekumbura of 2 pelas paddy sowing soil and its adjoining pillewa of 4 seers kurakkan sowing extent, situated at Panaliya aforesaid; and together bounded on the north by field of Kiri Banda and others, on the east by the limitary stone on the limit of Moragahalandehena belonging to Kiri Menika and others, on the south by field of Kiri Banda, field of Appuhamy and others, and field of Appuhamy, Vel-Vidane, and on the west by Paluwatta belonging to Kiri Banda and others.

5. An undivided $\frac{1}{4}$ share of Divigalewatta of 1 amunam paddy sowing extent, situated at Panaliya aforesaid; and bounded on the north by garden of Puchi Menika and limit of the garden of Appuhamy, on the east by limit of the tea estate, on the south by the limit of the tea estate, and on the west by land belonging to vihare and ditch of the garden of Puchi Menika.

6. An undivided $\frac{1}{4}$ share of the land called Hitinawatta of 6 lahas kurakkan sowing extent, situated at Panaliya aforesaid; and bounded on the north by gardens of Kirihamy and Nambuhamy, on the east by garden of Kirimenika and Mala-ela, on the limit of the garden of Dingiri Appu, on the south by mukalana, and on the west by garden of Dingiri Appu.

7. An undivided $\frac{1}{4}$ share of Hurigolle *alias* Nabiritta of 6 pelas of paddy sowing extent, situated at Panaliya aforesaid; and bounded on the north by garden of Ran Menika, on the east by galenda, on the south by tea garden and on the west by galenda on the limit of Mudalihamy's hena and galenda on the limit of the land of the temple.

8. An undivided $\frac{1}{4}$ share of the land called Wetakoluwa-madewatta of 5 lahas kurakkan sowing extent, situated at Panaliya aforesaid; and bounded on the north by garden of Mudalihamy, on the east by garden of Piyadassi Unnanse, on the south by Galketiawewatta of Rammenika and Kaluhamy's hena, and on the west by Morawillewatta of Kiribanda.

9. An undivided $\frac{1}{4}$ share of Galketiawewatta of 3 lahas kurakkan sowing extent, situated at Panaliya aforesaid; and bounded on the north by garden of Appuhamy, Vel-Vidane, on the east by the stone on the limit of the garden of Malhamy, on the south by garden of Appuhamy, Vidane, on the west by galenda on the limit of the garden belonging to the temple.

Fiscal's Office,
Kurunegala, May 8, 1936.

R. S. GOONESEKERA,
Deputy Fiscal.

30 In the District Court of Chilaw.

Mena Sena Muna Sellappa Chettiyar, by his attorney
Suna Pana Vellasamy Pulle of Madampe Plaintiff.

No. 10,245.

Vs.

Karawge Don Stephen Jayawardene of Pilakatumulla Defendant.

NOTICE is hereby given that on Tuesday, June 9, 1936, at 9 o'clock in the forenoon will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 533.33 with interest on Rs. 500 at 16 per cent. per annum from April 7, 1934, till January 21, 1935, and further interest on the aggregate sum at 9 per cent. per annum till payment in full, costs and poundage, viz. :-

An undivided $\frac{1}{4}$ share of the land called Dambuwa-mukalana, situate at Tabbowa *alias* Pilakatumulla in Meda palata of Pitigal korale south in the District of Chilaw, North-Western Province; and bounded on the north and west by the land of P. Hendrick Peries Appuhamy, east by Tabbowa estate belonging to the heirs of J. L. de Oros, south-west by Letchimi estate belonging to H. Bastian Fernando and others appearing in plan No. 3,142 dated November 27, 1923, made by Mr. J. Carlo Fernando, Licensed Surveyor; containing in extent 12 acres and 10 perches, with the buildings and plantations appertaining thereto, subject to mortgage bond No. 6,776 dated November 5, 1927, attested by Mr. D. A. S. Gunsekere, Notary Public.

Deputy Fiscal's Office,
Chilaw, May 12, 1936.

A. G. FERNANDO,
Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

P. K. Ratnanhamy of Batugedara Plaintiff.

No. 4,739.

Vs.

(1) Gajarupage Podina of Hunuwala North, (2) Purandara Yaddessalaye Sanchi of Hiramadagama .. Defendants.

(1) Seyad Abdul Under Bai of Madampe, (2) Gajarupage Wurdigara of Hiramadagama .. Added defendants.

NOTICE is hereby given that on Tuesday, June 9, 1936, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 1,500, with interest thereon at 9 per cent. per annum from August 4, 1932, till payment in full and costs of suit Rs. 176.65 and poundage, viz. :-

1. The whole of the land called and known as Palledepela, situate at Hiramadagama in Meda pattu of Atakalan korale in the District of Ratnapura; bounded on the north by Berawainnewattekumbura, east by Andiyanatte-alutwatteweta, south by Millagahakumbure-inniyara, west by Yaddessawewatte-iura; containing in extent within the said boundaries about 2 pelas and 4 kurunies of paddy sowing, and registered in F 43/277.

Commencing at 3 p.m.

2. All those the contiguous lands called and known as Galpottihena, Dangahamulahena, Welipotihena, and Pahala-arawegodahena appertaining to Ranhindayayeliyampanguwa, situate at Hunuwala in Helapalle palata of Meda korale in the District of Ratnapura; bounded on the north by Rankithagewatta and Egoda-assedduma, east by Polkolawatta and Pahala-arawa, south by Habaragodayawattihena, Yaddhipanguwehena, and on the west by Makulagahahena; containing in extent about 5 amunams of paddy sowing, and registered in E 25/15.

3. The land called Makulagawahena, situate at Hunuwala aforesaid; bounded on the north by Rankithagewatta, east by Welipotihena, south by Nugehena, west by Pahalagedarawatta; and containing in extent about 8 seers of kurakkan sowing, and registered in E 2/171.

Fiscal's Office,
Ratnapura, May 12, 1936.

E. MUNASINHA,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Horathalpedige Upenchiya of Hiripitiya in the Meda pattu of Siyane korale, deceased.

Bodipassapedige Sara of Hiripitiya aforesaid . . . Petitioner.

(1) Horathalpedige Dharmawardene, (2) ditto Somawathie, (3) ditto Wimalasena, (4) ditto Karunawathi, (5) ditto Cecili, (6) ditto Kusumawathi, and (7) ditto Sirialathe. The 5th, 6th, and 7th respondents are minors appearing by their guardian *ad litem* the 3rd respondent above named, all of Hiripitiya aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on January 7, 1936, in the presence of Mr. S. Parakavitana, Proctor, on the part of the petitioner above named and the affidavit of the said petitioner dated December 20, 1935, having been read :

It is ordered (a) that the 3rd respondent be and he is hereby appointed guardian *ad litem* over the 5th, 6th, and 7th respondents above named, minors, to represent them for all the purposes of this action, and (b) 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 March 26, 1936, show sufficient cause to the satisfaction of the court to the contrary.

G. C. THAMBYAH,
District Judge.

January 7, 1936.

The time to show cause, if any, against the *Order Nisi* is extended till May 21, 1936.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Adambarage John William de Alwis alias Adambarage Willbert de Alwis, late of Wellawatta, deceased.

Gallage Carlina Peries of Cotta lane in Wellawatta Petitioner.

And

Adambarage Victoria de Alwis of Cotta lane in Wellawatta Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 5, 1936, in the presence of Mr. M. E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 18, 1936, having been read :

It is ordered that the petitioner be and she is hereby declared entitled, as mother of the said deceased, to have letters of administration to his estate issued to her, unless the respondent above named or any other person or persons interested shall, on or before May 21, 1936, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH,
District Judge.

March 5, 1936.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Henry Christie Perera, late of Ridgeway place, Bambalapitiya, in Colombo, deceased.

Winifred Sophia Assauw of Ridgeway place, Bambalapitiya Petitioner.

And

(1) Maud Florence Campbell of Frankfort place, Bambalapitiya, (2) Edith Arty Perera of Colombo, (3) Earnest Julian Perera of Fort Swithenham, Federated Malay States, (4) Frank Charles Kehl, (5) Joseph Maxwell Kehl, (6) Felmina Mary Kehl, all of Carlina estate, Wattawala, (7) George Archibald Duncan Kehl and (8) Frank Henry Kehl, both of Tea Research Institute, St. Coombs, Talawa-kele Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 5,

B 2

1936, in the presence of Mr. M. E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 4, 1936, having been read :

It is ordered that the petitioner be and she is hereby declared entitled, as sister of the 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 May 21, 1936, show sufficient cause to the satisfaction of the court to the contrary.

March 5, 1936.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Macumburage Jalis Appu of Macumbura in the Palle pattu of Hewagam korale, deceased.

Macumburage Cornis Appu of Malapella in the Palle pattu of Hewagam korale Petitioner.

And

(1) Gangodawilage Dona Alice Nona of Macumbura, aforesaid, (2) Macumburage Brampy Singho of Malapella aforesaid, (3) Macumburage Chandrapala of Macumbura aforesaid, (4) Macumburage Hemawathi of Bokundera in the Palle pattu of Salpiti korale, (5) Macumburage Somawathie of Artigala in the Meda pattu of Hewagam korale, (6) Macumburage Seelawathie of Macumbura aforesaid, (7) Macumburage Kullena of Macumbura aforesaid, (8) Macumburage Dablis of Bokundera aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 10, 1936, in the presence of Mr. H. A. Abeyewardene, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 5, 1936, having been read :

It is ordered that the 1st respondent above named be and she is hereby appointed guardian *ad litem* of the minors, the 6th, 7th, and 8th respondents above named, to represent them for all the purposes of this action, and that the petitioner be and he is hereby declared entitled, as eldest 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 7, 1936, show sufficient cause to the satisfaction of the court to the contrary.

G. C. THAMBYAH,
District Judge.

March 10, 1936.

The date for showing cause is extended to May 21, 1936.

G. C. THAMBYAH,
District Judge.

May 7, 1936.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Samuel Gunanayagam Watson No. 7,538. of Beach road, Mount Lavinia, deceased.

Emily Gnanamma Watson of 28th lane, Station road, Wellawatta Petitioner.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Acting District Judge of Colombo, on April 25, 1936, in the presence of Mr. S. R. Ameresekere, Proctor, on the part of the petitioner above named; and the affidavits of the said petitioner and the attesting notary having been read :

It is ordered that the last will of the deceased No. 1,811 of November 10, 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 petitioner is the executrix named in the said will, and that probate thereof be issued to her accordingly, unless any person or persons shall, on or before May 21, 1936, show sufficient cause to the satisfaction of the court to the contrary.

G. C. THAMBYAH,
District Judge.

April 25, 1936.

In the District Court of Colombo.

28 Order Nisi.

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of Kuragamage Dona Mary Margaret of Pagoda, Nugegoda, deceased. No. 7,541.

Kuruwita Aratchige Anacis Perera of Pagoda, Nugegoda Petitioner.

Kuruwita Aratchige Richard Perera of Pagoda, Nugegoda Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 25, 1936, in the presence of Mr. M. N. M. Salahudeen, Proctor, on the part of the petitioner above named; and the affidavits of the petitioner and of the attesting witnesses having been read:

It is ordered that the last will of the said deceased, of which the original has been filed and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner above named is entitled, as husband of the deceased, to have letters of administration (with will annexed) to her estate issued to him, unless the respondent 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 25, 1936. V. L. ST. CLAIR SWAN, District Judge.

30 the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Samsi Lebbe Amina Umma of Aruthusa road, Wellawatta, in Colombo, deceased. No. 7,544.

Ismail Lebbe Maraiakar Edris of 98, Temple road, Maradana, in Colombo Petitioner.

(1) Hamza Edris of 98, Temple road, Maradana, Colombo, and (2) Ismail Lebbe Maraiakar and Cassim of Messrs. Ismail & Sons, Booksellers, Maradana, Colombo Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 25, 1936, in the presence of Mr. M. M. Abdul Raheem, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 19, 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 widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before May 28, 1936, show sufficient cause to the satisfaction of the court to the contrary.

March 25, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

32 Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. S. S. P. Ponnappa Nadar of Viridhunagar No. 7,551. in India, deceased.

M. Thangavelu Nadar of 55, Wolfendahl street, Colombo, duly constituted attorney of Karuppai-ammal, widow of the above-named deceased. Petitioner.

(1) Pitchaiappan, (2) Veluvanthammal, both of Viridhunagar in India, minors, by their guardian ad litem the 3rd respondent, and (3) Vallivel Nadar of Viridhunagar in India Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 1, 1936, in the presence of Mr. V. K. Subramaniam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 1, 1936, and the order of the Supreme Court dated March 25, 1936, having been read:

It is ordered that the 3rd respondent be and he is hereby appointed guardian ad litem of the minors, the 1st and 2nd respondents above named, to represent them for all purposes of this action, and that the petitioner be and he is hereby

declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before May 21, 1936, show sufficient cause to the satisfaction of the court to the contrary.

April 1, 1936.

G. C. THAMBYAH, District Judge.

25 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of John Adrian Poulter of Colombo, No. 7,557. deceased.

Augusta Sophia Poulter of Colaba road, Colombo. Petitioner.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Acting District Judge of Colombo, on April 17, 1936, in the presence of Mr. J. M. Pereira, Proctor, on the part of the petitioner above named; and the affidavits of the said petitioner and of the attesting notaries having been read:

It is ordered that the last will of the said deceased No. 3,323 dated August 29, 1928, and a codicil thereto bearing No. 1,412 and dated July 2, 1931, of which the originals have been produced and are now deposited in this court, be and the same are hereby declared proved; and it is further declared that the petitioner above named is the executrix named in the said will and codicil and that probate thereof be issued to her accordingly, unless any person or persons interested shall, on or before May 21, 1936, show sufficient cause to the satisfaction of the court to the contrary.

April 17, 1936.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

31 Order Nisi.

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of Alahakone Mudalige Agnes No. 7,564. Perera of Green street, Colombo, deceased.

Wanigasooriyage Louisa Catherine Perera of Green street, Colombo Petitioner.

Wanigasooriyage Don Edwin Perera of Thomas lane, Kolonnawa, Colombo Respondent.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Acting District Judge of Colombo, on April 27, 1936, in the presence of Mr. K. V. A. Perera, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated April 8, 1936, (2) of the attesting notary dated April 24, 1936, and (3) of the attesting witnesses dated March 30, 1936, having been read:

It is ordered that the last will of Alahakone Mudalige Agnes Perera, 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 executrix named in the said will and that she is entitled to have probate thereof issued to her accordingly, unless the respondent above named or any other person or persons interested shall, on or before May 21, 1936, show sufficient cause to the satisfaction of this court to the contrary.

April 27, 1936.

V. L. ST. CLAIR SWAN, District Judge.

In the District Court of Avissawella.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Case No. 247. Iddamalgodage Don Odiris of Dambore, deceased.

Between

Iddamalgodage Don Saimon Appuhamy of Mabula Petitioner.

And

(1) Anthonan Hettige Dona Lucy Hamy Rodrigo of Mabula, (2) Iddamalgodage Don Sarnelis of ditto, (3) ditto Dona Nonohamy of ditto, (4) ditto Dona Helenahamy of ditto, (5) Sembukutti Achchige Dona Somawathie of Padukka, (6) ditto Don Weerasena of ditto, (7) ditto Don Mahindaratna of ditto, (8) ditto Don Dharmasena of ditto; the 6th, 7th, and 8th respondents being minors by their guardian ad litem the 2nd respondent Respondents.

THIS action coming on for disposal before D. L. Welikala, Esq., District Judge of Avissawella, on April 8,

1936, in the presence of Mr. H. R. Gunawardena, Proctor, on the part of the petitioner above named; and the petitioner's petition and affidavit dated April 8, 1936, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as eldest brother, to have letters of administration to the estate of the above-named deceased issued to him, unless the respondents above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before April 30, 1936.

It is further ordered that the 2nd respondent be appointed as guardian *ad litem* over the minors, 6th, 7th, and 8th respondents above named, unless sufficient cause is shown to the contrary on the said date.

April 22, 1936. S. S. J. GOONESEKERA,
District Judge.

This *Order Nisi* is extended for May 19, 1936.

April 27, 1936. S. S. J. GOONESEKERA,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Kulappu Aratchige
No. 2,693. Dona Missi Nona Hamine, deceased, of
Srimathi, Katukurunda.

THIS matter coming on for disposal before N. E. Ernst, Esq., District Judge of Kalutara, on December 9, 1935, in the presence of Mr. L. O. K. Goonetilleke, Proctor, on the part of the petitioner Benaragamavidanelage Richard de Silva of Srimathi, Katukurunda; and the affidavit of the said petitioner dated December 9, 1935, having been read:

It is ordered that the will of Kulappuaratchige Dona Missi Nona Hamine of Srimathi, Katukurunda, deceased, dated July 28, 1932, and numbered 2,676, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested in the estate of the said deceased shall, on or before January 22, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Benaragamavidanelage Richard de Silva of Srimathi, Katukurunda, is the executor named in the said 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 January 22, 1936, show sufficient cause to the satisfaction of this court to the contrary.

December 9, 1935. N. E. ERNST,
District Judge.

The date for showing cause against the above *Order Nisi* is extended to May 20, 1936.

April 1, 1936. M. A. SAMARAKOON,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Masinachchi Kankanamalage
No. 2,996. William Singho Appuhamy of Kaluag-
gala, deceased.

Rupasinghe Aratchige Liyanchi Nona of Kaluag-
gala Petitioner.

Vs.

(1) Masinachchikankanamalage Sedo Nona Hamine of Henpitagedera, (2) Masinachchikankanamalage Maharatne Appuhamy of Kuligedera, (3) Heeralupathirennehelage Wijeratne Appuhamy, (4) ditto Ranasinghe Appuhamy, (5) ditto Samaneris Appuhamy, all of Kuligedera Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on March 17, 1936, in the presence of Mr. F. W. Gooneratne, Proctor, on the part of the petitioner; and the petitioner's petition and affidavit dated March 17 and March 16, 1936, respectively, having been read:

It is ordered that the 5th respondent be appointed the guardian *ad litem* over the 4th respondent for the purpose of this case, unless the respondents above named or any other

person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before April 3, 1936.

It is further ordered that the petitioner be and she is hereby declared entitled, as wife of the above-named deceased, to have letters of administration to the above estate issued to her, unless the respondents above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before April 3, 1936.

March 17, 1936.

D. H. BALFOUR,
District Judge.

Time for showing cause against the *Order Nisi* is hereby extended to May 1, 1936.

Time for showing cause against the *Order Nisi* is hereby extended to May 22, 1936.

May 1, 1936.

D. H. BALFOUR,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Iduppuli Aratchige Dona Jus-
No. 2,998. tina Hamy of Kimbulapitiya, deceased.

Halachonge Don Juan Appuhamy of Badalgama. . . Petitioner.

(1) Idippuliaratchige Don Appuhamy and wife
(2) Maipalamallig Markida Paaris, both of Kim-
bulapitiya, Negombo. Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on April 3, 1936, in the presence of Mr. P. D. F. de Croos, Proctor, on the part of the petitioner; and the petitioner's petition and the affidavit dated April 3, 1936, and April 1, 1936, respectively, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as husband of the above-named deceased, to have letters of administration to the above estate issued to him, unless the respondents above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before May 7, 1936.

April 3, 1936.

D. H. BALFOUR,
District Judge.

Time for showing cause against this *Order Nisi* is extended till May 26, 1936:

May 7, 1936.

D. H. BALFOUR,
District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late Mal-
No. 1,234. awi Achchi Kankanamge Don Babanis
Veda Appuhamy, deceased.

Between

Malawi Achchi Kankanamge Don Christian of Kohu-
liyadda-in Hakmana Petitioner.

Vs.

(1) Malawi Achchi Kankanamge Don Dias, (2) Malawi Achchi Kankanamge Naneyhamy, both of Malimboda, (3) Malawi Achchi Kankanamge Sumateris of Getamanna (minor), (4) Don Sedoris Sapanayaka of Kohuliyadda Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Tangalla, on October 10, 1935, in the presence of Mr. L. G. Poulter, Proctor, on the part of the petitioner above named; and the affidavit of the above-named petitioner, dated October 10, 1935, having been read: It is ordered and adjudged that the 4th respondent above named be appointed guardian *ad litem* over the minor, 3rd respondent above named, unless any person or persons interested shall, on or before December 2, 1935, show sufficient cause to the contrary. It is further ordered that the petitioner above named be and he is hereby

declared entitled as a son of the deceased, to have letters of administration of the said estate issued to him, unless any person of persons interested shall, on or before December 2, 1935, show sufficient cause to the contrary.

October 7, 1935. R. R. SELVADURAI, District Judge.

Extended for January 13, 1936. H. D. RATNATUNGA, District Judge.

December 3, 1935. R. R. SELVADURAI, District Judge.

Extended for February 10, 1936. R. R. SELVADURAI, District Judge.

January 13, 1936. R. R. SELVADURAI, District Judge.

Extended for March 12, 1936. R. R. SELVADURAI, District Judge.

February 6, 1936. R. R. SELVADURAI, District Judge.

Extended for April 26, 1936. R. R. SELVADURAI, District Judge.

March 12, 1936. H. D. RATNATUNGA, District Judge.

Extended for May 18, 1936. H. D. RATNATUNGA, District Judge.

April 20, 1936. In the District Court of Jaffna. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Aiyadurai Chellappah of Kaithady, No. 83.

Valliammaipillai, widow of Aiyadurai Chellappah of Kaithady Petitioner.

(1) Chellammah, daughter of Chellappah of Kaithady, (2) Chellappan Muttukumaru of ditto, minors; (appearing by their uncle) (3) Aiyadurai Eliyatamby of Pungalaikkaduwa Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on June 10, 1935, in the presence of Mr. K. Kaipillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated April 8, 1935, having been read: It is ordered that the above-named 3rd respondent be appointed guardian ad litem over the 1st and 2nd respondents for the purpose of this action, and that the petitioner be granted letters of administration to the estate of the above-named deceased, unless the respondents above named shall, on or before June 10, 1935, show sufficient cause to the satisfaction of this court to the contrary.

May 8, 1935. C. COOMARASWAMY, District Judge.

The above Order Nisi is extended for June 25, 1936.

C. COOMARASWAMY, District Judge.

In the District Court of Jaffna. Order Nisi.

Testamentary In the Matter of the Estate of the late No. 87. Mary C. A. Edirmanasinghe of Jaffna town, deceased.

Wincelaus Louis Edirmanasinghe, ditto Petitioner.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on March 17, 1936, Mr. J. A. J. Tisseverasinghe, Proctor, appearing for the petitioner; and the affidavit of petitioner having been read:

It is ordered that letters of administration to the above estate be issued to the petitioner, as widower of the deceased, unless the respondents show sufficient cause to the contrary on or before May 26, 1936.

April 24, 1936. C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late Jurisdiction. Varithamby Kandiah of Karavetty North, No. 114. deceased.

Parupathippillai, widow of Varithamby Kandiah of Karavetty North Petitioner.

(1) Kandiah Gunaratnam of Karavetty (minor) and (2) Alvar Kandappu Sinniah of ditto Respondents.

THIS matter of the petition of the above-named petitioner, coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, 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 above-named petitioner, unless the respondents shall appear and show cause to the contrary to the satisfaction of the court on September 20, 1935.

July 27, 1935. COOMARASWAMY, District Judge.

Time to show cause is extended to May 22, 1936.

S. R., District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ponnamma, wife of Sidamparanathar No. 170. Chellappa of Policandy, deceased.

Varithamby Sinniah of Policandy Petitioner.

(1) Sidamparanathar Chellappa of ditto, (2) Kasinathar Chellappa of ditto, (3) Varithamby Duraisamy of ditto Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on September 21, 1935, in the presence of Mr. K. Muttukumaru, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner, as the nephew of the deceased, be declared entitled to take out letters of administration, and that letters of administration be issued to him accordingly, unless the respondents (or any other person shall appear before this court on or before January 31, 1936, and show sufficient cause to the satisfaction of this court to the contrary.

September 30, 1935. COOMARASWAMY, District Judge.

Order Nisi extended to May 20, 1936.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 251. Elizabeth Martyn of Jaffna town, deceased. Henry Martyn of ditto Petitioner.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on April 1, 1936, Mr. J. A. J. Tisseverasinghe, Proctor, appearing for petitioner; and the affidavit of the petitioner having been read:

It is ordered that letters of administration to the above estate be issued to the petitioner, as widower of the deceased, unless the respondents show sufficient cause to the contrary on or before May 25, 1936.

April 24, 1936. C. COOMARASWAMY, District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of the late Meeralebbepody No. 431. Vamiah Mohamed Ali Vamiah of Sammanturai, deceased.

Muhammathulevai Udaiyar Muhaiyatheembawalevai of Sammanturai Petitioner.

Vs.

(1) Muhaiyatheembawalevai Alimaumma, (2) Mohamed Ali Mohamedo Meerasaibo, (3) Mohamed Ali Mariambeebee, (4) Muhammathulevai Udaiyar Uthumalevai, all of Sammanturai Respondents.

THIS matter coming on for disposal before P. Vythialingam, Esq., District Judge of Batticaloa, on January 16, 1936, in the presence of Mr. M. A. L. Kariapper, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated September 27, 1935, having been read:

It is ordered that the 4th respondent above named be and he is hereby appointed guardian ad litem of the minors, the 2nd and 3rd respondents above named, unless the respondents above named or any other person or persons interested shall, on or before March, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner be and he is hereby declared entitled, as the father-in-law of the said deceased, to have letters of administration to his estate.

issued to him, unless the respondents above named or any other person or persons interested shall, on or before March 5, 1936, show sufficient cause to the satisfaction of this court to the contrary.

January 16, 1936

P. VYTHIALINGAM,
District Judge.

Order Nisi extended to April 30, 1936.

March 31, 1936.

P. VYTHIALINGAM,
District Judge.

Order Nisi extended to May 21, 1936.

April 30, 1936.

P. VYTHIALINGAM,
District Judge.

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Mohamedo Unus Seiyado Moha-
No. 715. medo of Puttalam, deceased.

Between

Seiyado Mohamedo Abdul Gaffur of Puttalam. . Petitioner.

And

(1) Alipathumma, widow of the said deceased, (2) Seiyado Mohamedo Mohamedo Sulaiha Umma, widow of Ahamedo Ismail, (3) Seiyado Mohamedo Mohamedo Meera Natchia, wife of W. Sahul Hameedo, (4) Seiyado Mohamedo Hamza Umma, wife of Segu Noordeen, (5) Seiyado Mohamedo Segu Abdul Cader, (6) Seiyado Mohamedo Hydroos Natchia, wife of E. P. T. Mohamedo Jamaldeen Maraikar, (7) Seiyado Mohamedo Abdul Azeez, (8) Seiyado Mohamedo Jenneth Umma, (9) Seiyado Mohamedo Juwahiru Natchia, (10) Seiyado Mohamedo Ummu Habeeba, all of Puttalam; 7th, 8th, 9th, and 10th respondents above named are minors by their guardian *ad litem* the 5th respondent above named, (11) Paniker Ibrahim Mohamedo Ibrahim, (12) Paniker Ibrahim Mohamedo Haniffa, and (13) Paniker Ibrahim Seynambu Natchia, wife of S. Leepi Thambay Maraiakar, all of Puttalam Respondents.

THIS matter coming on for disposal before H. Jinadasa, Esq., Additional District Judge of Puttalam, on May 9, 1936, in the presence of Mr. V. M. Anthonippillai, Proctor, on the part of the petitioner, and the affidavit dated May 8, 1936, and the petition dated May 9, 1936, of the petitioner and the last will No. 6,623 dated April 5, 1936, and attested by Mr. V. M. Anthonippillai of Puttalam, Notary Public, together with the affidavit dated May 7, 1936, of the attesting witnesses having been read :

It is ordered that the 5th respondent above named be and he is hereby appointed guardian *ad litem* of the 7th, 8th, 9th, and 10th respondents above named for the purpose of representing them in this action.

And it is further ordered that the said last will and testament of the testator above named be and the same is hereby declared proved, and that the petitioner above named be and he is hereby declared executor of the said last will, and that probate thereof be issued to him accordingly, unless any person or persons interested shall, on or before May 27, 1936, show sufficient cause to the satisfaction of this court to the contrary.

May 9, 1936.

H. JINADASA,
Additional District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of John Henry de Costa, late of
No. 2,167. Chilaw.

Peter Edward de Costa of Chilaw Petitioner.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Chilaw, on February 20, 1936, in the presence of Messrs. Sansoni & Jayewardene, Proctors, on the part of the petitioner and the petitioner's affidavit dated February 17, 1936, and the affidavit of the attesting witness dated February 18, 1936, having been read :

It is ordered that the last will of John Henry de Costa, deceased, of which the original has been produced and which is now deposited in this court, be and the same is hereby declared proved, and that probate be issued to Peter Edward de Costa, the petitioner, accordingly, unless any person or persons interested shall, on or before March 19, 1936, show sufficient cause to the satisfaction of this court to the contrary.

February 20, 1936.

H. A. DE SILVA,
District Judge.

Showing cause against the Order Nisi extended to May 18, 1936.

April 27, 1936.

H. A. DE SILVA,
District Judge.

MISCELLANEOUS.

The Ceylon (State Council Elections) Order in Council, 1931.

In the Supreme Court of the Island of Ceylon.

No. 2. In the Matter of the Election for the Colombo South Electoral District holden on February 22, 1936.

Dr. E. A. Coorey of Bambalapitiya, Colombo Petitioner.

Vs.

Dr. A. P. de Zoysa of Gregory's road, Cinnamon Gardens, in Colombo Respondent.

To Dr. A. P. de Zoysa, Gregory's road, Cinnamon Gardens, Colombo.

YOU are hereby required to take notice that the inquiry into the petition dated March 28, 1936, filed by the petitioner above named will come on for hearing before the Hon. Mr. Maas Thajoon Akbar, K.C., Acting Senior Puisne Justice, on Wednesday, June 10, 1936, at the Supreme Court, Hulftsdorp, at 11 A.M.

2. A copy of the petition may be obtained from the Registrar on application.

By order of court,

GUY O. GRENIER,
Registrar, Supreme Court.
Colombo, May 11, 1936.