



THE

# CEYLON GOVERNMENT GAZETTE

---

No. 8,273 — FRIDAY, FEBRUARY 19, 1937.

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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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**PASSED ORDINANCES.**

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

**No. 1 of 1937.****An Ordinance to provide for the establishment of a Volunteer Naval Defence Force.**

R. E. STUBBS.

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

Short title.

1 This Ordinance may be cited as the Naval Volunteer Ordinance, No. 1 of 1937, and shall come into operation on such date as the Governor shall appoint by proclamation in the Gazette.

Governor may raise a naval force.

2 It shall be lawful for the Governor to raise and maintain for the naval defence of the Island of Ceylon within its territorial waters a force of volunteers to be called the Ceylon Naval Volunteer Force.

Force to be maintained at public expense.

3 The Force shall be raised and maintained at the expense of the Island of Ceylon out of moneys provided by the State Council.

Period of service.

4 Every member of the Force shall be entered for a term of three years, and shall during such term be subject to the provisions of this Ordinance, and at the expiration of every third year of the period of his service as a volunteer he shall be entitled to claim his discharge: Provided that if he is then in actual service his right to claim his discharge shall be suspended until the cessation of such service.

Force to consist of units.

5 The Force shall consist of such units as the Governor may appoint from time to time by notification in the Gazette.

Constitution of Force.

6 The Force shall consist of such numbers of officers and men as the Governor may from time to time decide. The officers of the Force shall receive either commissions or warrants from the Governor, and such commissions or warrants shall not be deemed to be vacated by the death or retirement from office of the Governor by whom the same were issued.

Every member of Force to be a British subject.

7 Every member of the Force must be a British subject between the ages of eighteen and fifty domiciled in Ceylon or resident in Ceylon for a period of not less than twelve months in the eighteen months next preceding the date of enrolment in the Force.

Governor may dispense with services.

8 The Governor may at any time dispense with the services of any member of the Force.

Instruction.

9 The Governor may cause any member of the Force to be instructed, trained and exercised on shore or on board any ship or vessel or partly on shore and partly on board any ship or vessel within the limits of the Island of Ceylon including therein its territorial waters: Provided that no member of the Force shall under this Ordinance be required to be in attendance for the purpose of instruction, training and exercise on more than twenty-eight days in any one year.

Organisation, conditions of service, &c. to be prescribed by regulations.

10 (1) The government, organisation, administration and training of the Force shall be prescribed by regulations made by the Governor. Such regulations may in particular provide for all or any of the following matters or things:—

- (a) the numerical establishments of units of the Force, and the grades, ranks and ratings therein;
- (b) the training and inspection of the Force, the formation of training camps, the establishment of depots or stations of the Force, and the holding of manœuvres and exercises for the Force;
- (c) the attendance of members of the Force for the purpose of instruction, training or exercise;

- (d) the seniority of officers of the Force, and the appointment to, promotion to and tenure of commissioned or warrant rank in the Force ;
- (e) the advancement to or reversion from petty officer rating of men of the Force ;
- (f) the conditions as to physical fitness and efficiency on which members of the Force may continue to serve in the Force after completing their first term of service ;
- (g) the calling into actual service of the members of the Force ;
- (h) the issue and care of arms, accoutrements, ammunition, supplies, clothing and equipment for members of the Force ;
- (i) returns, books, forms and correspondence relating to the Force ;
- (j) the establishment and conduct of institutions for providing recreation and refreshment to members of the Force ;
- (k) generally for the better carrying out of the provisions of this Ordinance.

(2) Notwithstanding the provisions of sub-section (1), any regulation prescribing the qualifications for entry into or conditions of service in the Force shall be made by the Chief Secretary but shall not have effect until approved by the State Council and ratified by the Governor. Notification of such approval and ratification shall be published in the Gazette.

11 Any person who wilfully obstructs any portion of the Force or any member thereof in the performance of any service or duty under this Ordinance or the regulations made thereunder shall be guilty of an offence.

Obstructing  
the Force.

12 Any person who—

- (a) agrees with, or induces or attempts to induce any member of the Force to neglect or to act in conflict with his duty as a member of the Force, or
- (b) who is a party to, or aids or abets, or incites to the commission of, any act whereby any lawful order given to any member of the Force or any law or regulation with which it is the duty of any member of the Force to comply may be evaded or infringed, or
- (c) who supplies or is a party to supplying any member of the Force with intoxicating liquor when such member is on duty and prohibited by regulations or instructions from receiving or taking intoxicating liquor,

Aiding or  
inducing  
member of  
Force to  
dereliction  
of duty.

shall be guilty of an offence.

13 Any member of the Force who fails without just cause (the proof whereof shall lie upon him) to attend at any time or place lawfully appointed by proper authority for instruction, training or exercise shall be guilty of an offence.

Failure to  
attend training  
in Force.

14 Any member of the Force who, without proper authority and permission, gives, sells, pledges, lends, or otherwise disposes of any arms, ammunition, accoutrements, clothing, supplies or any other article entrusted to or held by him for the service of the Force shall be guilty of an offence, and, in addition to any other penalty which may be imposed under this Ordinance, he may be ordered by the court convicting him to make good the loss or deficiency caused by such gift, sale, pledge, loan or other disposition.

Wrongful  
disposal of  
property.

15 Any person who on discharge from the Force fails or neglects to render up any arms, ammunition, accoutrements, clothing, supplies or other article supplied to him as a member of the Force on demand being made to him by the proper authority shall be guilty of an offence, and in addition to any other penalty which may be imposed under this Ordinance he may be ordered by the court convicting him to make good the loss or deficiency caused by such failure or neglect.

Wrongful  
detention  
of property.

16 Any person who is guilty of an offence under this Ordinance shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding five hundred rupees, and in default of payment, to imprisonment for a term not exceeding three months.

Penalties.

- Interpretation. 17 In this Ordinance, unless the context otherwise requires—
- 22 Vic., c. 40.  
3 Ed. VII. c. 6.
- “actual service” has the same meaning as in the Royal Naval Reserve Volunteer Act, 1859, of the Imperial Parliament as incorporated in the Naval Forces Act, 1903, of the Imperial Parliament;
- “Force” means the Ceylon Naval Volunteer Force raised under this Ordinance.
- Repeal. 18 The Ceylon Royal Naval Volunteer Reserve Ordinance, No. 15 of 1934, is hereby repealed.

Passed in Council the Twenty-sixth day of January, One thousand Nine hundred and Thirty-seven.

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Governor the Twelfth day of February, One thousand Nine hundred and Thirty-seven.

E. R. SUDBURY,  
Secretary to the Governor.

## DRAFT ORDINANCES.

### MINUTE.

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

**An Ordinance to amend the Ordinance intituled “ An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes ”.**

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 Public Works Loan (Amendment) Ordinance, No. of 1937.

Clause 7 of the Public Works Loan Bill to be amended in the event of that Bill becoming law.

2 In the event of the Bill intituled “ An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes ” receiving the assent of His Majesty and taking effect as an Ordinance upon the signification of such assent by Proclamation published in the Government Gazette, that Ordinance shall with effect from the date of the publication of such Proclamation, be amended in the proviso to section 7 thereof by the substitution for the words “ by resolution duly passed by the State Council.”, of the words “ by resolution of the State Council and sanctioned by the Secretary of State.”.

#### *Objects and Reasons.*

Clause 7 of the Public Works Loan Bill, which has been reserved by His Excellency the Governor for the signification of His Majesty's pleasure, provides that any sum appropriated for any purpose mentioned in the first column of the Schedule to that Bill may, on the direction of the Governor, be appropriated to any other purpose whether mentioned in that Schedule or not if such variation is authorised by a resolution of the State Council.

The Secretary of State has intimated by telegram that His Majesty will not be advised to assent to the Public Works Loan Bill unless Clause 7 of that Bill is amended so as to require the sanction of the Secretary of State to any variation of appropriation. The Secretary of State considers that unless his control over the purposes to which loan funds are applied is fully preserved the confidence of investors will be impaired and the effect on the credit of Ceylon will be unfavourable.

The object of this Bill is to amend the Public Works Loan Bill in the manner desired by the Secretary of State.

Colombo, February 16, 1937.

H. J. HUXHAM,  
Financial Secretary

## NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Central Province will be holden at the Court-house at Kandy on Wednesday, March 10, 1937, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Kandy, February 12, 1937.

T. A. HODSON,  
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kurunegala will be holden at the Audience Hall at Kandy on Wednesday, March 10, 1937, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Kurunegala, February 12, 1937.

W. J. L. ROGERSON,  
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Anuradhapura will be holden at the Court-house at Kandy on Wednesday, March 10, 1937, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Anuradhapura, February 12, 1937.

W. S. JOSEPH,  
for Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Badulla will be holden at the Court-house at Kandy on Wednesday, March 10, 1937, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Badulla, February 15, 1937.

T. J. MENDIS,  
for Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kegalla will be holden at the Court-house at Kandy on Wednesday, March 10, 1937, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Ratnapura, February 12, 1937.

N. J. LUDDINGTON,  
Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

### Return of Uncertified Insolvents for the Half-Year ended December 31, 1936.

In the District Court of Avissawella.

No. of case : 6—Name of insolvent : G. Lambert Perera of Halpandenikande estate, Digala, Dehiowita—Remarks : Pending.

No. of case : 7—Name of insolvent : Meemanage Gabriel Pieris of Avissawella—Remarks : Protection withdrawn.

No. of case : 8—Name of insolvent : Weliwita Vithanage Don Juan Appuhamy of Kosgama Ihala—Remarks : Protection withdrawn.

District Court,  
Avissawella, January 7, 1937.

J. WILMOT PERERA,  
District Judge.

In the District Court of Batticaloa.

No. of case : 1—Name of insolvent : Nagapper Chetty Raman Chetty of Batticaloa—Remarks : Protection withdrawn.

District Court,  
Batticaloa, January 7, 1937.

P. VYTHIALINGAM,  
District Judge.

In the District Court of Hatton.

Nil.

District Court,  
Hatton, January 11, 1937.

R. H. D. MANDERS,  
District Judge.

In the District Court of Kegalla.

Date of institution : February 14, 1936—No. of case : 71—Name of insolvent : Richard Nugawela of Kehelwathugoda—Remarks : First sitting on October 7, 1936.

District Court,  
Kegalla, January 30, 1937.

H. A. DE SILVA,  
District Judge.

In the District Court of Mannar.

Nil.

District Court,  
Mannar, January 4, 1937.

D. G. L. MISSO,  
District Judge.

In the District Court of Mullaitivu.

Nil.

District Court,  
Mullaitivu, January 4, 1937.

P. O. FERNANDO,  
District Judge.

In the District Court of Nuwara-Eliya.

Nil.

District Court,  
Nuwara Eliya, January 7, 1937.

R. H. D. MANDERS,  
District Judge.

In the District Court of Puttalam.

Nil.

District Court,  
Puttalam, January 4, 1937.

H. JINADASA,  
Additional District Judge.

In the District Court of Ratnapura.

No. of case : 61—Date of filing : June 25, 1930—Name of insolvent : Wellage Hendrick de Silva of Nambapana road, Ratnapura.

No. of case : 65—Date of filing : September 16, 1936—Name of insolvent : Harry Vivian Ferreira of Ratnapura.

District Court,  
Ratnapura, January 11, 1937.

L. H. DE ALWIS,  
District Judge.

In the District Court of Trincomalee.

Nil.

District Court,  
Trincomalee, January 4, 1937.

A. R. SUPRAMANIAM,  
District Judge.

### Return of Testamentary Cases under Official Administration for the Half-Year ended December 31, 1936.

In the District Court of Hatton.

No. of case : 245—Name of deceased : Weeragampita Kirimadina Aratchige Charles of Bogawantalawa—Name of Official Administrator : Edmund de Silva Gunawardene, Secretary, District Court, Hatton.

No. of case : 161—Name of deceased : Batuwitage Hendrick Silva of Dikoya—Name of Official Administrator : Edmund de Silva Gunawardene, Secretary, District Court, Hatton.

District Court,  
Hatton, January 11, 1937.

R. H. D. MANDERS,  
District Judge.

In the District Court of Nuwara Eliya.

No. of case : 221—Name of deceased : Arthur Fredrick Burn Smeaton, late of Mount Pleasant, Wakwala, Galle—Name of Official Administrator : Edmund de Silva Gunawardena, Secretary, District Court, Nuwara Eliya.

District Court, R. H. D. MANDERS,  
Nuwara Eliya, January 7, 1937. District Judge.

In the District Court of Ratnapura.

No. of case : 891—Whose estate : Weerawardena Nallaperuma Dissanayake William Bandara of Kolonna, deceased.

No. of case : 987—Whose estate : Jayatunga Mudiyansele Podisingho of Hindurangala.

No. of case : 998—Whose estate : James Van Denberg of Ratnapura.

District Court, L. H. DE ALWIS,  
Ratnapura, January 11, 1937. District Judge.

In the District Court of Trincomalee.

Nil.

District Court, A. R. SUPRAMANIAM,  
Trincomalee, January 4, 1937. District Judge.

**List of Money received and paid on account of Estates under Official Administration for the Half-Year ended December 31, 1936.**

In the District Court of Trincomalee.

Nil.

District Court, A. R. SUPRAMANIAM,  
Trincomalee, January 4, 1937. District Judge.

**List of Trustees appointed under Ordinance No. 7 of 1871 for the Half-Year ended December 31, 1936.**

In the District Court and Court of Requests of Trincomalee.

Nil.

District Court, A. R. SUPRAMANIAM,  
Trincomalee, January 4, 1937. District Judge and Commissioner.

**The Village Communities Ordinance, No. 9 of 1924.**

It is hereby notified in terms of section 98 of the Village Communities Ordinance, No. 9 of 1924, that the under-mentioned Village Committees have, with the approval of the Government Agent, Northern Province, prescribed the buildings noted against them as their Court-houses.

The Kachcheri, E. T. DYSON,  
Jaffna, February 13, 1937. Government Agent.

Name of Village Committee.	Description of Building.
Mayiliddi	Mayiliddi Village Committee Court-house situated in the land called Sathranthai in Mayiliddi North.
Achchuveli	Achchuveli Village Committee Court-house situated in the land called Palam Santhai in Achchuveli
Navatkuli	Navatkuli Village Committee Court-house situated in the land Pisunkanai-valavu <i>alias</i> Puliyaady-valavu in Kaitadi
Kachchai	Kachchai Village Committee Court-house situated in the land called Veppal-valavu in Chandanpokaddy
Pallavarayankaddu	Pallavarayankaddu Village Committee holds additional sittings at Ponnaveli Hindu English School
Poonakari	Poonakari Village Committee Court-house situated in the land called Sopalapiddy in Maduvilnadu

**NOTICES OF INSOLVENCY.**

In the District Court of Colombo.

No. 4,887. In the matter of the insolvency of Eric Noel Vanden Driessen of Borella in 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 March 23, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
February 10, 1937. Secretary.

In the District Court of Colombo.

No. 4,948. In the matter of the insolvency of U. L. M. Mohamed Ally, carrying on business under the name, style, and firm of Saeed Stores at 6, Old Butcher 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 April 20, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
February 9, 1937. Secretary.

In the District Court of Colombo.

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

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 April 27, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
February 10, 1937. Secretary.

In the District Court of Colombo.

No. 5,011. In the matter of the insolvency of Charles Felix Nugera of 295, Shining Way, Colpetty.

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 March 23, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
February 10, 1937. Secretary.

In the District Court of Colombo.

No. 5,014. In the matter of the insolvency of Ravanna Mana Thalavaipillai of 116, Fourth Cross street, in 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 April 27, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
February 10, 1937. Secretary.

In the District Court of Colombo.

No. 5,065. In the matter of the insolvency of Joseph James Roche Laity Ramanaden of 473, Ferry road, Wattala.

WHEREAS the above-named J. J. R. L. Ramanaden has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. E. Perera of 47, Galpotta street, Kotahena, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. J. R. L. Ramanaden insolvent accordingly; and that two public sittings of the court, to wit, on March 9, 1937, and on April 20, 1937, 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,  
February 9, 1937. Secretary.

In the District Court of Badulla.

No. 27. In the matter of the insolvency of Kana Runa Sathiaval Thevar of Passara.

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 March 5, 1937, to examine the insolvent.

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

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Avissawella.

Bamunu Aratchige Podinona of Udagama ..... Plaintiff.  
No. 1,656.

Wijesinghe Engo Nona, administratrix of the estate of the late Bamunu Aratchige Sediris, administered in Testamentary case No. D.C. 190, Avissawella, of Udagama ..... Defendant.

NOTICE is hereby given that on Wednesday, April 14, 1937, 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 balance sum of Rs. 1,133.10, viz. :—

At the risk of the original purchasers, Sugathpema Wimalachandra and Don Alexander Wijesinghe, both of Udagama, in respect of the 1st land only :—

1. At 10 a.m.—An undivided  $\frac{1}{2}$  share of the land called Werawwelanda, together with everything belonging thereto, situated at Udagama in the Meda pattu of Hewagam korale in the District of Colombo, Western Province; and bounded on the north by Liyangahawatta and Werawwelanda belonging to Gamalathge Davith Singho, on the east by Egodaweleowita belonging to Sudasinhage Romanis and others and Kelagahawatta belonging to Udagamalage Thegis Appu and others, on the south by Werawwelanda-watta belonging to U. D. Aron Singho and Katugalewatta belonging to the Kalutara Plantation Company, and on the west by Katugalewatta belonging to the Kalutara Plantation Company, containing in extent 18 acres 3 roods and 8 perches.

2. At 10.30 a.m.—An undivided  $\frac{1}{2}$  share of the land called Hapugahawatta, together with everything belonging thereto, situated at Udagama aforesaid; and bounded on the north by Iyre estate and on the east, south, and west by the cart road leading to Dambore; containing in extent 3 acres and 8 perches.

3. At 11.30 a.m.—An undivided  $\frac{1}{2}$  share of the land called Etaheralityagahawatta, together with the entirety of the thatched house standing thereon, situated at Weragala in the Meda pattu of Hewagam korale aforesaid; and bounded on the north by cart road, on the east and south by a portion of Etaheralityagahawatta belonging to Mr. H. M. Fonseka, and on the west by Etaheralityagahawatta belonging to Sumitta Aratchige Elbin Appuhamy; containing in extent 1 acre 3 roods and 29 perches.

Fiscal's Office, J. R. TOUSSAINT,  
Colombo, February 17, 1937. Deputy Fiscal.

In the District Court of Colombo.

The Hon. Mr. John William Ronald Ilangakoon,  
His Majesty's Attorney-General for the Island of  
Ceylon ..... Plaintiff.  
No. 4,933.

(1) Arthur Clement Wirasekera and (2) Eileen Nita Wirasekera (Spinster), both of Pretoria Villa, Stafford place, Colombo ..... Defendants.

NOTICE is hereby given that on Thursday, April 8, 1937, at 4 p.m., will be sold by public auction at the premises the following property mortgaged to the plaintiff by bond No. 244 dated August 5, 1933, attested by George Neil Stewart de Saram of Colombo, Notary Public, and declared specially bound and executable under the decree dated May 22, 1936, entered in the above action and ordered to be sold by the order of court dated January 11/12, 1937, for the recovery of the balance sum of Rs. 6,750.30, together with interest thereon at 9 per cent. per annum from August 7, 1936, till date of payment in full and costs of suit, viz. :—

All that house and ground called and known as The Grange formerly bearing assessment No. 1980/3 and presently bearing assessment No. 80, Kanatta road, situate at Kanatta road and Austin place in Borella, within the Municipality and District of Colombo, Western Province of the Island of Ceylon; bounded on the north by the road

called Austin place, on the east by Kanatta road, on the south by St. Anthony's Convent, and on the west by the premises known as Shanklin bearing assessment No. 1959/3, Austin place; and containing in extent 3 roods and 6.84 perches according to plan No. 1,209 dated June 16, 1921, made by C. C. Wijetunga, Licensed Surveyor, and registered in folio A 147/29 in the Colombo District Land Registry, together with the buildings now standing and which may hereafter be erected thereon and all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever thereunto belonging or in anywise appertaining or held, used, or enjoyed therewith and all the estate, right, title, interest, claim, and demand whatsoever of the defendants and of each of them in, to, out of, or upon the same and every part or portion thereof and the full benefit of all insurances effected or hereafter to be effected over the buildings now standing and which may hereafter be erected on the said property and premises and all sums of money which may be recovered or recoverable thereunder respectively.

Prior registration Colombo A 147/29.

Fiscal's Office, J. R. TOUSSAINT,  
Colombo, February 17, 1937. Deputy Fiscal.

In the Court of Requests of Colombo.

P. S. S. M. K. T. Kadiresan Chettiar of Sea street,  
Colombo ..... Plaintiff.  
No. 8,656.

(2) Pathumma Ambo of Initium road, Dehiwala, and another ..... Defendants.

NOTICE is hereby given that on Saturday, April 10, 1937, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 68.30, with interest on Rs. 54 at 18 per cent. per annum from January 24, 1935, till August 13, 1936, and thereafter legal interest on the aggregate amount till payment in full and costs of suit, viz. :— Rs. 16.25 incurred costs and Rs. 8 prospective costs, viz. :—

All that house and premises bearing assessment Nos. 305 and 307, situated at Sea street, Colombo, within the Municipality and District of Colombo, Western Province; and bounded on the north by house No. 309, on the east by Sea street, on the south by house No. 301, and on the west by Seabeach street; containing in extent 10 perches more or less.

Fiscal's Office, J. R. TOUSSAINT,  
Colombo, February 17, 1937. Deputy Fiscal.

In the District Court of Colombo.

Dionysius Abraham Dias Bandaranayake of Hill street  
in Colombo ..... Plaintiff.  
No. 36,631.

Muthukuda Aratchige Haramanis Appu of Bollate in the Ragam pattu of Alutkuru korale ..... Defendant.

NOTICE is hereby given that on Monday, April 12, 1937, will be sold by public auction at the respective premises the following property mortgaged to the plaintiff by bond No. 1,085 dated November 9, 1926, attested by J. H. Perera, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated October 28, 1936, for the recovery of the sum of Rs. 1,499.17, with further interest on Rs. 1,275 at 10 per cent. per annum from February 12, 1930, till date of decree (September 19, 1930) and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full (less Rs. 865 paid by instalments) and costs of this action Rs. 266.77, viz. :—

At 11 a.m.—(a) An undivided  $\frac{2}{3}$  parts of all that land called Delgahawatta, together with the tiled house standing thereon, situated at Bollate in the Ragam pattu of Alutkuru korale in the District of Colombo, Western Province; and bounded on the north by land claimed by natives and land appearing in title plan 186,542, east by land claimed by natives and land appearing in title plan 186,543, south by a footpath and land claimed by natives, west by land claimed by natives; containing in extent about 2 acres.

At 11.30 a.m.—(b) An undivided  $\frac{1}{2}$  of Ketakelagahawatta, situated at Bollate aforesaid; bounded on the north by the high road, east by live fence of the garden of S. Gabriel Appu, south by field, and on the west by Millagahawatta of Don Jacolis Appu and others and by a portion of this land; containing in extent about 3 acres.

At 12 noon.—(c) All those undivided 5/16 parts of Milla-gahawatta, excluding Delgahawatta, which is now a defined block of land and registered in B 94/144 and also excluding the low land called Puwakgahakumbura and Wattedodeniya in extent about 2 acres, formerly all forming one property which said Millagahawatta is situated at Bollate aforesaid; bounded on the north by the land of Hettiaratchige Don Paulu, Vel-Vidane, and others, east by land of Jacolis Appu and others, by the liminary dam of the field of Weragodagamage Baronchi Appu, and by the land of Dikirikege Welun Appu, south by the live fence of the lands of Alandara-acharige Bastian Naide and others, west by Delgahawatta, by the land and the field of Hettiaratchige Don Paulu, Vel-Vidane, and others; containing in extent about 7 acres, and all the right, title, interest, claim, and demand whatsoever of the defendant in, to, upon, or out of the said several premises.

Registered B 310/252, 274/286, 236/122.

Fiscal's Office,  
Colombo, February 17, 1937.

J. R. TOUSSAINT,  
Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

Muna Pana Muna Ramasamy Chettiyar of Gam-pola ..... Plaintiff.  
No. 47,472. Vs.

Alutdurayalegedara, Hemapala, Meetalawwa in Dolosbage ..... Defendant.

NOTICE is hereby given that on Saturday, March 13, 1937, commencing at 2 P.M., will be sold by public auction at the land No. 1 situate at Meetalawwa in Dolosbage, Ganga Ihala korale of Udapalata in the District of Kandy, Central Province, the following property mortgaged with the plaintiff by bond No. 309 dated May 8, 1936, and attested by S. Chakrasahy of Gam-pola, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated November 11, 1936, for the recovery of the sum of Rs. 6,613.25, with interest on Rs. 3,500 at 18 per cent. per annum from March 15, 1936, till May 21, 1936, and thereafter on the aggregate amount at 9 per cent. per annum from May 21, 1936, till payment in full and poundage, viz. :—

All the right, title, and interest of the defendant in and to the mortgage created by bond No. 1,464 dated August 16, 1929, and attested by M. W. R. de Silva, Notary Public, effecting the properties, to wit :—

1. An undivided  $\frac{1}{4}$  part or share from and out of all that field called Diwala of 2 pelas in paddy sowing extent in the whole, situate at Meetalawwa in Dolosbage, Ganga Ihala korale of Udapalata, Kandy District, Central Province; and which said entire field is bounded on the north and south by ella, east by ela, and west by the imaniyara of Pallekumbura belonging to Rattarane.

2. All that field called Nagahapihilledeniya of 6 lahas in paddy sowing extent, situate at Meetalawwa aforesaid; and bounded on the north by Patana, east by ella, south by Moonamalgahumulawatta, and west by the fence.

3. All that land called Dodangshatennewatta of 1 pela paddy sowing extent, situate at Meetalawwa aforesaid; and bounded on the north by agala, east by fence and agala, south by road; and west by Nagahapihilledeniya.

4. All that remaining undivided portion towards the west save and except an undivided 15 lahas in paddy sowing extent towards the east from and out of all that land called Hureegollehena now watta of 2 pelas paddy sowing extent in the whole, situate at Meetalawwa aforesaid; and which said entire land is bounded on the north by ditch, east and west by Mala-ela, and south by water-course.

5. All that remaining undivided portion towards the south save and except an undivided 15 lahas paddy sowing towards the north from and out of all that land called Gonnagahumulahena now watta of 6 pelas paddy sowing extent in the whole, situate at Meetalawwa aforesaid; which said entire land is bounded on the north and south by ditch, east by Ikkadeniyehena, and west by ella and ditch.

6. All that land called Kehelwewehena now watta of 5 pelas and 2 lahas in paddy sowing extent, situate at Meetalawwa aforesaid; and bounded on the north by the remaining portion of this land, east by Galpeliya, south by Galaudahena, and west by Galheeriya of Endagalahena.

7. An undivided  $\frac{1}{2}$  part or share from and out of all that western portion of 16 lahas in paddy sowing extent out of all that land called Nagahapihillehena, situate at Meetalawwa aforesaid; and which said western portion

is bounded on the north by the stone and ella, east by the gala of the portion sold to Ranhotiya, south by agala and ella; and west by agala and stone.

8. All that land called Kospelewatta of 2 pelas paddy sowing extent, situate at Meetalawwa aforesaid; and bounded on the north by ela, east by Mala-ela, south by Galpeliya, and west by stone fence and ela.

9. An undivided  $\frac{1}{2}$  part or share from and out of all that land called Ukkutugodahena of 1 amunam paddy sowing extent in the whole, situate at Meetalawwa aforesaid; and which said entire land is bounded on the north by the limit of the hena belonging to Yaddessa, east by the ella of the hena belonging to Unga Duraya and the limit of the hena belonging to Menika, south by the limit of the hena belonging to Wattti, and west by Ukkutugodakumbura.

10. An undivided  $\frac{1}{4}$  part or share from and out of all that eastern portion of 2 pelas and 1 thimba in paddy sowing extent out of all that field called Malangomuwekumbura, situate at Meetalawwa aforesaid; and which said eastern portion is bounded on the north by ella, east by imaniyara of the field belonging to Kaluwa, south by ela, west by the imaniyara of the portion of this field given to Kirisaduwa Weda.

11. The two portions of land called and known as Pallewagurekumbura of 1 amunam paddy sowing extent, situate at Polmalagema in Dolosbage in Ganga Ihala korale aforesaid; and bounded on the east by Hewandeniyekumbura, south by ella, west by Uruweladeniyekumbura belonging to Hatana, and north by Liyanagekumbura; and registered in D. 117/221, 101/57, 115/14, 117/222, 223 101/88, 115/15, 117/224, 115/16 and 207 and 107/77 and all the right, title, interest, and claim whatsoever of the defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,  
Kandy, February 16, 1937.

I. L. M. SHERIFF,  
Deputy Fiscal.

In the District Court of Kandy.

Seena Thana Seena Valliappa Chettiar of Trincomalee street, Matala ..... Plaintiff.  
No. 45,328. Vs.

(1) Kana Runa Sinniah Pulla of Mandandawela in Matala, (2) Sinniah Pillay-Velammal of Mandandawela in Matala ..... Defendants.

NOTICE is hereby given that on Saturday, March 20, 1937, commencing at 12 noon, 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 balance sum of Rs. 821, with further interest on Rs. 800 from June 15, 1934, to October 24, 1934, at 18 per cent. per annum and thereafter legal interest on the aggregate amount till payment in full, viz. :—

1. All that field called Rajugearamba-asweddumekumbura of 8 lahas paddy sowing and the adjoining Rajugearambe of 6 seers kurakkan sowing, both adjoining each other and forming one property of 8 lahas paddy sowing and 6 seers kurakkan sowing extent in the whole, situate at Idangama, Asgiri Pallesiya pattu of Matala South in the District of Matala, Central Province; and bounded on the east by the fence of Appuwa's field and iura, on the south by the limit of Godahena belonging to Sathappa Chetty, on the west by the garden of Sathappa Chetty, and on the north by the ela and fence of Kalu Pusumba's garden and everything thereon; containing in extent 3 acres and 15 perches, registered in N Volume 87, folio 69, in the Kandy District Land Registry Office, excluding therefrom the field called Rajugearamba-asweddumekumbura, in extent 3 roods and 20 perches; bounded on the east by Hapuwa's field and iura, south by the remaining portion of this land, west by the remaining portion of this land, and on the north by the ela and remaining portion of this land, situated at Idangama aforesaid.

2. All that land called Enderugalewatta of 2 acres in extent now ascertained to contain in extent 4 acres 1 rood and 23 perches, situated at Idangama aforesaid; and bounded on the east by the fence of Dotu Duraya's hena, daluk tree and bread fruit tree, on the south and west by the fence of the field, and on the north by the Enderugala and limit of Nekettage Wella, with everything thereon, and registered in N Volume 87, folio 70, in the aforesaid office.

3. All that land called Ahamaduhitiyawatta of 4 nellies kurakkan sowing extent or 1 acre 1 rood and 4 perches in extent, situated at Idangama aforesaid; and bounded on the east by the fence of Hapugahumulapillawa, on the south by the fence of Hapu Naide's garden, on the west by the limit of Sathappa Chetty's property, and on the north by the limit of the hena belonging to Enderugala Pansala, with everything thereon, registered in N Volume 87, folio 71, in the aforesaid office.



4. All that land called Henayagepillewa of 8 seers kurakkan sowing or 1 acre 1 rood and 23 perches in extent, situated at Udasgiriya in Asgiriya aforesaid; and bounded on the east by the iura of Malhamy's field, on the south by Elandemada, on the west by the limit of Mahatmaya's land, and on the north by the iura of Bomaluwe Pansala, property, with everything thereon, registered in N Volume 87, folio 74, in the aforesaid office.

5. All that land called Arambelanda *alias* Tennehenalanda of 5 acres in extent, and now ascertained to contain in extent 10 acres 2 roods and 23 perches, situated at Udasgiriya aforesaid; and bounded on the east by Nagahalandehena, on the south and west by boundary of Mahatmaya's land, and on the north by the limit of Arambelanda, with everything thereon, registered in N Volume 87, folio 75, in the aforesaid office, and now registered in B 87/175 to 179.

And all the right, title, interest, and claim whatsoever of the said defendants in, to, upon, or out of the said several premises mortgaged with the plaintiff upon bond No. 178 dated October 14, 1931, and attested by F. A. Van Rooyen of Matale, Notary Public.

Deputy Fiscal's Office,  
Matale, February 16, 1937.

A. M. A. AZEEZ,  
Additional Deputy Fiscal.

In the District Court of Kandy.

Seena Thana Seena Valliappa Chettiyar of Trincomalee street, Matale ..... Plaintiff.  
No. 47,299. 38 Vs.

Goonasela Jayawardena Vidana Patirana Delmada Ratnalinee Dissanayake *nee* Wickremaratna of Kaudupelella in Pallesiya pattuwa of Matale South ..... Defendant.  
20 39

NOTICE is hereby given that on Thursday, March 18, 1937, at 1 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,257-81, with further interest on Rs. 700 at 15 per centum per annum from January 26, 1936, till September 14, 1936, thereafter, legal interest on the aggregate amount till payment in full and costs of suit, less a sum of Rs. 175, viz. :—

All that portion of land in extent  $\frac{1}{4}$  of an acre out of the land called Weheragodellewatta, situated at Kaudupelella in Asgiri Pallesiya pattu of Matale South in the District of Matale, Central Province; and which said portion is bounded on the east by the high road leading to Trincomalee, south by Hapugahalanda estate, west by the field, and on the north by the limit of the remaining portion of this land, with the tiled houses, plantations, and everything standing thereon, which said portion of land is according to the plan and figure of survey thereof made by J. Wright, Licensed Surveyor, dated January 29, 1920, of 3 roods in extent, situated as aforesaid; and bounded on the north by Weheragodellewatta, east by main road to Dambulla, south by Hapugahalanda estate, and on the west by the paddy field, registered in B 39/50, mortgaged with the plaintiff upon bond No. 113 dated October 2, 1930, attested by R. Edirimasingham, Notary Public, Matale, and decreed to be sold in satisfaction of the judgment entered in the above case.

Deputy Fiscal's Office,  
Matale, February 15, 1937.

A. M. A. AZEEZ,  
Additional Deputy Fiscal.

In the District Court of Kandy.

Muna Ana Kuna Arulanda-Odayar, by his attorney Ana Mutu-Samy-pillai of Matale ..... Plaintiff.  
No. 47,745. 47 Vs.

Ahamado's son, Seiyadu, personally and as legal representative of the estate of Mohammad Saibo's daughter, Shelea-Umma, deceased, of Warakamure in Matale South ..... Defendant.  
24 39

NOTICE is hereby given that on Tuesday, March 23, 1937, at 1 P.M. and 3 P.M., will be sold by public auction at the respective spots the right, title, and interest of the said defendant in the following property for the recovery of Rs. 569, with further interest on Rs. 400 at 15 cents per Rs. 10 per month from July 16, 1936, till September 1, 1936, and thereafter on the aggregate amount at the rate of 9 per cent. per annum from September 1, 1936, till payment in full and costs of suit, viz. :—

1. At 1 p.m.—The lot marked C, of the extent of 1 rood and 11½ perches, according to plan of survey No. 1,091 dated January 29, 1928, made by S. S. Kandaswamy, Licensed Surveyor, out of the allotment of land called Minnan-totam, containing in extent about 20 measures

kurakkan sowing or by survey 1 acre 1 rood and 13½ perches, situated at Warakamure in Medasiya pattu of Matale South in the District of Matale, Central Province; and which said lot marked C is bounded on the north by Trincomalee road, south by Ukuwala estate, east by lot D of the same land, and on the west by lot B of the same land, together with the upstairs house, plantations, and everything thereon.

2. At 3 p.m.—An undivided  $\frac{1}{2}$  share of the land called Kumbiyangodawatta, in extent about 1 nellie kurakkan sowing, situated at Kotuwagedera, within the Urban District Council limits of Matale town in the District of Matale aforesaid; and bounded on the east by the fence of Diggale-vidane's land, south by the endaru fence of Don Gabriel Wijesooriya Notary's garden, west by high road leading to Balakaduwa, and on the north by the limit of the portion of this land, purchased by Tenne Walawwe Korala, together with a like share of the houses bearing assessment Nos. 70 and 71, and registered in B 67/25 and A 6/187, and all the right, title, interest, and claim whatsoever of the defendant, mortgaged with the plaintiff upon bond No. 7,256 dated March 12, 1930, attested by S. W. Wijayatillaka of Matale, Notary Public, and decreed to be sold in satisfaction of the judgment entered in the case.

Deputy Fiscal's Office,  
Matale, February 16, 1937.

A. M. A. AZEEZ,  
Additional Deputy Fiscal.

### Southern Province.

#### Crown Writ.

In the District Court of Galle.

In the matter of the intestate estate of the late Nugaduwewanage Lewis de Silva, deceased, of Andugoda, Galle.

No. 6,670 T. 67

Mr. L. B. Caspersz, Secretary, District Court, Galle ..... Official Administrator.

NOTICE is hereby given that on Saturday, March 13, 1937, commencing at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said estate in the following property, viz. :—

(1) Undivided  $\frac{1}{2}$  part of Telambugahawatta at Andugoda in Talpe pattu of Galle District, Southern Province; and bounded on the north by Galagawatta, east by Galwetakoratuwa, south by Delgahawatta, west by Galagawatta; and in extent about 3 acres with the 15 cubit house and boutique thereon.

(2) Undivided  $\frac{1}{2}$  part of Delgahawatta at Andugoda aforesaid; and bounded on the north by Telambugahawatta, east by Pangalhenewatta and Bogahawatta, south by Bogahawatta, and west by Wileowita; and in extent about 3 acres.

(3) Undivided one bag of paddy sowing extent of Widanelaikumbura at Andugoda aforesaid; and bounded on the north by Kajjugahakumbura and Ralahamiladeniya, east by Addarageowita, south by Teahena, west by Gamageikumbura; and in extent 1 amunam of paddy.

(4) Undivided 5 kurunies extent of Hitigedeniyewatta and owita, situated at Andugoda aforesaid; and bounded on the north by Hitigewatta, on the east by Radagedeniya, south by Nakandedeniya, and west by Jambugahaowita; and in extent about 4 acres.

(5) Undivided 2½ bags paddy sowing extent of Delgahakumbura at Andugoda aforesaid; and bounded on the north by Nakandedeniya, east by Gamageikumbura, south by Teahena, and west by Ambalamagawahena; and in extent 1 amunam of paddy.

(6) Undivided 10 kurunies paddy sowing extent of Wellawalakumbura *alias* Ralahamilaikumbura, situated at Andugoda aforesaid; bounded on the north by Pallewalakumbura, east by Disanayakageowita, south by Widanelaikumbura, west by Kajjugahakumbura; and in extent 6 pelas of paddy.

(7) Undivided  $\frac{1}{2}$  kurunie extent of Puwakgahawala at Andugoda aforesaid; bounded on the north by Millagahaddara, east by Pinhela and Wellagawakumbura, west by Puwakwaleowita; and in extent 2 kurunies of paddy.

(8) Undivided 8 kurunies paddy sowing extent of Munasingeikumbura at Andugoda aforesaid; bounded on the north by Wallagaha-addarawatta, east by Alutgedarawatta and field, south by Paragaha-addarakumbura, west by Munasingewatta; and in extent 4 pelas of paddy.

(9) Undivided  $\frac{1}{5}$  of Munasingeiwatta at Andugoda aforesaid; bounded on the north by Lokugewatta, east by Munasingeikumbura, south by Munasingeipittaniya, west by Watakodagewatta and Kapparagewatta; and in extent about 2 acres.

(10) Undivided one bag of paddy sowing extent of Dodangodakumbura at Kodagoda in Talpe pattu of Galle District; and bounded on the north by Attanaliyadda and Tanipperuwatta, east by Dedunna, south by Dedunna Delkumpawa and Telpeliya, west by Depela and Pattiniwatta; and in extent 6 bags of paddy.  
Writ amount: Rs. 240.20.

Fiscal's Office, T. D. S. DHARMASENA,  
Galle, February 16, 1937. Deputy Fiscal.

23 In the District Court of Galle.

A. W. Thaha of Galle, carrying on business under the name, style, and firm of S. L. M. Thaha of Prince street, Colombo ..... Plaintiff.

No. 34,914. Vs.

Alfred Kahaduwa of Wackwella road, Galle .. Defendant.

NOTICE is hereby given that on Monday, March 15, 1937, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :-

All the soil and trees of the refined lot of the land called Mahaowita, together with the new masonry built tiled house bearing Municipal assessment No. 41 and all other buildings thereon, situated at Kumbalwella, within the Municipal limits of Galle, Southern Province; and bounded on the north by a road, east by Wackwella road, south by lot 2 of the same land, and west by Parana-ela; containing in extent 13.89 perches.

Writ amount Rs. 418.86, with legal interest thereon from June 19, 1936, till payment in full, plus costs Rs. 48.92, less Rs. 233.89.

Fiscal's Office, T. D. S. DHARMASENA,  
Galle, February 16, 1937. Deputy Fiscal.

In the District Court of Tangalla.

Julius Mahanama of Hangamuwa ..... Plaintiff.

No. 3,475. Vs.

Lorence Dias Seneviratna Hamu of Hangamuwa ..... Defendant.

NOTICE is hereby given that on Saturday, March 13, 1937, 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 properties for the recovery of Rs. 1,665.01, with legal interest on Rs. 897.01 from September 19, 1936, till payment in full and poundage, viz. :-

At Hangamuwa.

(1) All that soil and plantations of the land called Amarasekaragewatta, in extent about 6 kurunies of kurakkan sowing, situated at Hangamuwa in West Giruwa pattu of Hambantota District; and bounded on the north by Rukattanagahahena and Boraluketiyehena, east by Kota-ambekoratuwa and Amuhena, south by Kapukoratuwa, and west by Mahahena.

(2) All that land and everything belonging thereto of the land called Amunehena, in extent 2 acres 1 rood and 8 perches, situated at Hangamuwa; and bounded on the north by T. P. 306,866, east by lot 19 and T. P. 301,181, south and west by Kirama-oya.

(3) All that soil and plantations of the land called Kongahahena, in extent 1 acre 2 roods and 2 perches, situated at Hangamuwa; and bounded on the north by T. P. 197,506, east by lot 19 in P. P. 281, south by lots 19 and 24A1 in P. P. 281, and west by Kirama-oya.

Deputy Fiscal's Office, P. D. WEERAMAN,  
Tangalla, February 11, 1937. Additional Deputy Fiscal.

24 In the District Court of Tangalla.

J. G. S. Mohotty of Babaranda ..... Plaintiff.

No. 3,668. Vs.

Don Bastian Petitioner of Yodakandiya ..... Defendant.

NOTICE is hereby given that on Saturday, March 13, 1937, 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 Rs. 1,483.11, with legal interest on Rs. 1,433.11 from January 8, 1937, till payment in full and poundage, viz. :-

At Yodakandiya in Tissa. — All that soil and fruit trees, together with all the buildings standing thereon, of the land called Yodakandiya depicted in T. P. 199,512, situated at Yodakandiya in Tissa in Magam pattu of the Hambantota District in Southern Province; bounded on the north by a road, on the east by reservation along the road and land in T. P. 187,953, on the south by land in T. P. 187,953 and T. P. 178,134, and on the west by land in T. P. 199,511; containing in extent 3 roods and 6 perches.

Valuation: Rs. 2,000.

Deputy Fiscal's Office, A. C. M. HINGLEY,  
Hambantota, February 11, 1937. Additional Deputy Fiscal.

Northern Province.

19 In the District Court of Jaffna.

(1) Sabapathy Kanapathipillai and (2) wife, Nagammal, of Kokkurvil ..... Plaintiffs.

No. 10,555. Vs.

Velaitham Rajaratnam of Kokkurvil, the legal representative of the estate of the late S. Ponnuthurai of Vannarponnai West ..... Defendant.

NOTICE is hereby given that on Saturday, March 13, 1937, at 11 o'clock in the forenoon, will be sold by public auction at the Jaffna Fiscal's Office the right, title and interest, claim and demand whatsoever of the said late Sinnathambu Ponnudurai of Vannarponnai West in, to, upon, or out of the balance principal sum of Rs. 1,500, with interest from May 21, 1930, due on a mortgage bond dated August 21, 1929, and attested by K. S. Veeravagu, Notary Public, under No. 18,487, and registered in the Land Registry under folio No. 61 in Volume D 109 on September 10, 1932.

Fiscal's Office, M. SELVADURAI,  
Jaffna, February 15, 1937. for Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate of Madawita Vitana Mudalige Dona Pavistina Samarawickrame of Hapugoda in Ragam pattu of Alutkuru korale, deceased.

No. 7,565.

34 Madawita Vitana Mudalige Don Marshal Samarawickrame of Welisara in Ragam pattu aforesaid ..... Petitioner.

And  
(1) Victoria Jayasuriya, (2) Mary Margret Jayasuriya, (3) Andrew Jayasuriya, all of Hapugoda in Ragam pattu aforesaid, appearing by their guardian *ad litem* (4) Dona Sipriyana Samarawickrame of Welisara aforesaid ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on January 11, 1937, in the presence of Mr. D. L. Gunasekera, Proctor on the part of the petitioner above named; and the affidavit of the said petitioner, dated December 9, 1936 having been read:

It is ordered (a) that the 4th respondent be and she is hereby appointed guardian *ad litem* of the minor, the 1st 2nd, and 3rd respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before February 25, 1937, show sufficient cause to the satisfaction of the court to the contrary.

January 11, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

27

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Annie Elizabeth de Jonk *nee* Kelaart of No. 7,832. Wellawatta, deceased.

(1) Theodore Bernard de Jonk of Station road, Wellawatta, and (2) Dudley Lynwood St. Bernard de Jonk, presently of Nawapitiya ..... Petitioners.

(1) Mercia Gwendelin St. Anna de Jonk and (2) Dagmar Regina St. Eleanor de Jonk, both of Station road, Wellawatta ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on January 29, 1937, in presence of Mr. D. E. Wanigesooria, Proctor, on the part of the petitioners above named; and the affidavit of the said first petitioner dated November 26, 1936, having been read:

It is ordered that the petitioners be and they are hereby declared entitled, as widower and son respectively of the above-named deceased, to have letters of administration to her estate issued to them, unless the respondents above named or any other person or persons interested shall, on or before February 25, 1937, show sufficient cause to the satisfaction of the court to the contrary.

January 29, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

32

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mahatelge Jokinu Pieris of Moratuwa, No. 7,873. deceased.

Mahamandige Anthony Mendis of Moratuwa ..... Petitioner.

(1) Mahamandige Francisca Mendis, (2) Mahatelge Catherine Pieris, (3) Mahatelge Marcellus Pieris, (4) Mahatelge Gerard Pieris, (5) Mahatelge Innocentia Pieris; the 2nd, 3rd, 4th, and 5th respondents are minors appearing by their guardian *ad litem* (6) Mahamandige Joseph Mendis, all of Indibedde, Moratuwa ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on January 16, 1937, in presence of Mr. S. M. C. de Soya, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 9, 1937, having been read:

It is ordered (a) that the 6th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 2nd to 5th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as brother-in-law 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 February 25, 1937, show sufficient cause to the satisfaction of the court to the contrary.

January 16, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

26

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Maddumage Luwis Perera of Mahabuthgamuwa in Ambatalenpahala, deceased.

Maddumage Anthony Perera of Mahabuthgamuwa aforesaid ..... Petitioner.

(1) Liyanage Bona Francisca of Mahabuthgamuwa, (2) Maddumage Victoria Perera wife of (3) Ushettige Edward Perera both of Keliya, (4) Maddumage Elice Perera of Mahabuthgamuwa ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on January 15, 1937, in the presence of Mr. L. L. Fonseka, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 13, 1937, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before February 25, 1937, show sufficient cause to the satisfaction of the court to the contrary.

January 15, 1937. M. W. H. DE SILVA,  
District Judge.

B 3

In the District Court of Colombo.

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## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Briary Cunningham Ingleton of No. 7,879. Colombo, deceased.

Genevieve Elaine Ingleton *nee* Frank of 5, Elscourt, Hyde Park Corner, Colombo ..... Petitioner.

(1) Briary Alfred Ingleton of C. G. R., Maho, (2) Findlay George Ingleton of De Fonseka road, Colombo, (3) Lisle George Ingleton of 5, Elscourt, Hyde Park Corner, Colombo, (4) Spencer Edward Ingleton of 5, Elscourt, Hyde Park Corner, Colombo, (5) Eury Genevieve Ingleton of 5, Elscourt, Hyde Park Corner, Colombo, (6) Darley Cunningham Ingleton of St. Thomas' College, Mount Lavinia, and (7) Ian Carl Ingleton of St. Thomas' College, Mount Lavinia. The 6th and 7th respondents are minors appearing by their guardian *ad litem* the 2nd respondent above named .. Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on January 23, 1937, in presence of Mr. M. A. Van Rooyen, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 21, 1937, having been read:

It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minors, the 6th and 7th respondents above named, 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 4, 1937, show sufficient cause to the satisfaction of the court to the contrary.

January 23, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

29

## Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Alfred Justin Botajoe of Dehiwala, No. 7,886. deceased.

Edgar Henry Botajoe of Dehiwala in Colombo .. Petitioner.

(1) Ernest Hector Botajoe, (2) Mabel Violet Gunaratne, (3) Rosaline Botajoe, and (4) Rhona Olivia Emilda Botajoe widow of deceased, all of Dehiwala .. Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on February 1, 1937, in the presence of Mr. L. L. Fonseka, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated January 22, 1937, and (2) of the attesting notary and witnesses also dated January 22, 1937, having been read:

It is ordered that the last will of Alfred Justin Botajoe, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 11, 1937, show sufficient cause to the satisfaction of this court to the contrary.

February 1, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

30

## Order Absolute.

Testamentary In the Matter of the Last Will and Testament of Hewadewage Madlyn or Madeline Pedris also called Hewadewage Madeline Pedris of Madaline Pedris of Pedris Villa, Alfred place, Colombo, in the Island of Ceylon, widow, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on February 16, 1937, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Dewunuge Lionel Pedris (also known as Dewunuge Lionel Fairlie Pedris) of Pedris Villa, Alfred place, Colombo; and (1) the affidavit of the said petitioner dated February 16, 1937, and (2) the affidavit of the attesting notary of the will also dated

February 16, 1937, having been read: It is ordered that the will of the said Hewadewage Madlyn or Medlin Pedris also called Hewadewage Madeline Pedris or Madeline Pedris, deceased, bearing No. 639 dated February 26, 1934, and attested by Percival Stephen Martensz of Colombo, Notary Public, the original of which has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Dewunuge Lionel Pedris (also known as Dewunuge Lionel Fairlie Pedris) is the sole executor named in the said will and that he is entitled to have probate thereof issued to him accordingly.

February 16, 1937. M. W. H. DE SILVA,  
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mohamed Lebbe Marikar Patumma, No. 2,734. deceased; of Deenagoda.

Omer Lebbe Marikar Mohamed Raffae of Deenagoda ..... Petitioner.

And

(1) Mohamed Raffae Marikar Kadija Umtha, (2) ditto Mohamed Hamza, (3) ditto Mohamed Yahiya, (4) Mohamed Lebbe Marikar Mohamed Jamaldeen, all of Deenagoda ..... Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Kalutara, on September 17, 1936, in the presence of Mr. A. R. Seneviratne, Proctor, on the part of the petitioner, Omer Lebbe Marikar Mohamed Raffae of Deenagoda; and the affidavit of the said petitioner dated September 16, 1936, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to be restate issued to him, unless the respondents or any other person or person interested shall, on or before November 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further decreed that said 4th respondent be and he is hereby appointed guardian *ad litem* over the said 1st to 3rd respondents, unless any person shall, on or before November 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

September 17, 1936. M. A. SAMARAKOON,  
District Judge.

N.B.—The date for showing cause has been extended to February 23, 1937.

December 22, 1936. M. A. SAMARAKOON,  
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Wajjakkara Kankanage Thomas Dias No. 2,746. deceased, of Diyalagoda.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Kalutara, on December 18, 1936, in the presence of Mr. F. J. C. Perera, Proctor, on the part of the petitioner, Wissekera Mahavidanelage Maria Perera of Diyalagoda; and the affidavit of the said petitioner dated October 15, 1936, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, to have letters of administration to his estate issued to her, unless the respondents, viz., (1) Wajjakkarakankanage Leo Dias, (2) ditto Catherine Theresa Dias, (3) ditto Juliana Dias, (4) ditto Anthonis Dias, all of Diyalagoda, or any other person or persons shall, on or before February 26, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 4th respondent be and he is hereby appointed guardian *ad litem* over the 1st to 3rd respondents, who are minors, for all the purposes of this action, unless the respondents shall, on or before February 26, 1937, show sufficient cause to the satisfaction of this court to the contrary.

December 18, 1936. M. A. SAMARAKOON,  
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Dandeniyaage Don Brampy de Alwis No. 2,752. Abeygunawardena Appuhamy, deceased, of Palayangoda.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Kalutara, on February 3, 1937, in the presence of Mr. H. O. W. Obeyesekere, on the part of the petitioner, Julie Charlotte Caldera of Palayangoda; and the affidavit of the said petitioner dated February 1, 1937, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, to have letters of administration to his estate issued to her, unless the respondents—(1) Dandeniyaage Charlis de Alwis Appuhamy of Mahawewa, (2) Dandeniyaage Gunasekara of Kurunegala, (3) Matarahetti-aratchige Baby of Matugama, (4) ditto Alice of Palayangoda, (5) ditto Wilbert of Palayangoda, (6) ditto Pilec of Palayangoda, (7) Nonohamy Amaratunga of Dodangoda, (8) Emalishamy Amaratunga of Kurunegala, (9) Saro Nona Amaratunga of Palayangoda, (10) Podi Nona Amaratunga of Dodangoda, (11) Dandeniyaage Lucy of Nehinna, (12) Dandeniyaage William of Kurunegala—or any other person or persons interested shall, on or before March 12, 1937, show sufficient cause to the satisfaction of this court to the contrary.

February 3, 1937. M. A. SAMARAKOON,  
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Welupillai Ponnambalam, deceased, of No. 5,460. Wattedegama.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge of Kandy, on January 7, 1937, in the presence of Mr. P. Balasingam, on the part of the petitioner, Ponnambalam Amman Ammal; and the affidavit of the said petitioner dated November 26, 1936, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents—(1) Ponnambalam Chelliah of Teldeniya, (2) ditto Kumarakulasingham of Colombo, (3) ditto Navamani of Dimbula, (4) ditto Magesan, (5) ditto Selvanayagam, (6) ditto Ariyaratnam, and (7) ditto Nithialetchumy, all of Wattedegama; the 6th and 7th respondents appearing by their duly appointed guardian *ad litem* the 1st respondent—or any other person or persons interested shall, on or before February 25, 1937, show sufficient cause to the satisfaction of this court to the contrary.

January 7, 1937. R. F. DIAS,  
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Kariyawasan Ganhewage Charlis No. 3,950. Appu Wickremasuriya, late of Weligama, deceased.

Between

Hapuhennedige Jardis Appu of Pamburana .. Petitioner.

And

(1) Gunaratna Mahavidanage Podinona of Weligama, (2) Kariyawasan Ganhewage Charlin Wickremasuriya, (3) ditto Kusumawathie, (4) ditto Ruban, all of Weligama, by their proposed guardian *ad litem* the 1st respondent .. Respondents.

THIS matter coming on for disposal before Cyril Ernest de Pinto, Esq., District Judge of Matara, on January 20, 1937, in the presence of Mr. M. D. T. Kulatileke, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 7, 1937, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as cousin of the deceased above named, to have letters of administration to the estate of the deceased issued to him, unless the respondents above named

or any other person or persons interested shall, on or before March 5, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent above named be and she is hereby appointed guardian *ad litem* over the 2nd to 4th respondents above named her minor children, to represent them in these proceedings, unless the respondents above named or any other person or persons interested shall, on or before March 5, 1937, show sufficient cause to the satisfaction of this court to the contrary.

January 20, 1937.

C. E. DE PINTO,  
District Judge.

In the District Court of Kurunegala.

*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Meeyanna Kuna Ana Hamid, No. 4,281. Madige Mohamudhiran, deceased, of Pannala.

THIS matter coming on for disposal before James Joseph, Esq., District Judge of Kurunegala, on January 28, 1937, in the presence of Messrs. Cassim & Dheen, Proctors, on the part of the petitioner, Seyad Ibrahim Saibo of Pannala; and the affidavit of the said petitioner and of the attesting witnesses of the last will, both dated January 27, 1937, having been read:

It is ordered that the will of Meeyanna Kuna Ana Hamid, deceased, dated January 14, 1935, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before March 24, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Seyad Ibrahim Saibo Hamid 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 March 24, 1937, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1937.

V. JOSEPH,  
District Judge.

In the District Court of Chilaw.

*Order Nisi.*

No. 2,179/T. In the Matter of the Intestate Estate of the late Missie Augusta de Alwis of Wasala Walauwa, Marawila, deceased.

Cyril Grayey Linden de Alwis, President, Village Tribunals, Chilaw District, of Wasala Walauwa, Marawila, Petitioner.

(1) Mrs. Doris Irene Augusta Perera, wife of (2) Henry Percy Oswald Perera, Mudaliyar of Kandaboda pattu in Matara District, The Walauwa, Hakmina, (3) Dionysius Richard Clement de Alwis of Matara, (4) Donald Shelton Erick de Alwis of Kurunegala, (5) Miss Freda Mildred Vivian de Alwis of Wasala Walauwa, Marawila, (6) Hubert Denzil Rutherford de Alwis of Wasala Walauwa, Marawila . . Respondents.

THIS matter coming on for disposal before John Navaratnam Vethavanam, Esq., District Judge, Chilaw, on December 19, 1936, in the presence of Mr. Lionel Jayewardene, Proctor, on behalf of the petitioner; and the affidavit of the said petitioner dated November 20, 1936, having been read: it is ordered that the said petitioner be and he is hereby declared entitled, as the eldest son of the deceased, to have letters of administration be issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 26, 1937, show sufficient cause to the satisfaction of this court to the contrary.

J. N. VETHAVANAM,  
District Judge.