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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 :—

L. D.—O. 58/36

An Ordinance to change the designation of Police Courts and Police Magistrates and to provide for other matters connected therewith.

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 Courts and Magistrates (Change of Designation) Ordinance, No. of 1937.

Magistrate's Court, Magistrate, and Unofficial Magistrate to be substituted for Police Court, Police Magistrate, and Unofficial Police Magistrate, in written law.

2 On the appointed date, there shall be substituted for the expressions "Police Court", "Police Magistrate" and "Unofficial Police Magistrate", wherever they occur in any written law in force on that date, the expressions "Magistrate's Court", "Magistrate" and "Unofficial Magistrate" respectively.

Existing courts and appointments to continue under new designations.

3 On and after the appointed date—

(a) every Police Court established for any division before that date shall be and be called the Magistrate's Court of that division ;

(b) every act, letter or notification of appointment by virtue of which any person would, if this Ordinance had not been enacted, be entitled to be or to act on or after that date as the Police Magistrate of any division or the Unofficial Police Magistrate of any district, shall be deemed to be the act, letter or notification of the appointment of that person to be or to act as the Magistrate or the Unofficial Magistrate of that division or district, as the case may be ; and

(c) any reference to a Police Court, a Police Magistrate or an Unofficial Police Magistrate in any judicial-record, judgment, order, process, form, notice or in any other document or writing whatsoever shall be deemed to be and shall be read and construed as a reference to a Magistrate's Court, a Magistrate, or an Unofficial Magistrate, as the case may be.

Necessary adaptations and amendments to be made in revised Edition of the Legislative Enactments.

4 The Commissioner appointed for the purpose of preparing a new and revised edition of the legislative enactments under the Revised Edition of the Legislative Enactments Ordinance, No. of 1937, may make all such adaptations and amendments in any legislative enactment as may appear to him to be necessary in order to give effect to the provisions of this Ordinance.

Necessary adaptations and amendments to be made in authorised reprints of subsidiary legislation.

5 All such adaptations and amendments as may be necessary in order to give effect to the provisions of this Ordinance may, by authority of the Governor, be made in any reprint of any rule, regulation, by-law, proclamation, order, notification or other written law published on or after the appointed date under the Statutory Reprints Ordinance, No. 19 of 1936.

Change of designation not to affect powers, &c., of Courts and Magistrates.

6 Nothing in this Ordinance shall affect, diminish or prejudice or be deemed in any way to affect, diminish or prejudice any right, power, authority, privilege or jurisdiction vested in, exercised or enjoyed—

(a) by any Court as a Police Court before the appointed date and as a Magistrate's Court on and after that date ; or

(b) by any person as a Police Magistrate or an Unofficial Police Magistrate before the appointed date and as a Magistrate or an Unofficial Magistrate, as the case may be, after that date.

Omission of this Ordinance from revised Edition of the Legislative Enactments.

7 This Ordinance may be omitted from the new and revised edition of the legislative enactments prepared and published under and by authority of the powers conferred by the Revised Edition of the Legislative Enactments Ordinance, No. of 1937.

8 In this Ordinance, unless the context otherwise requires— Interpretation.

“appointed date” means the date appointed by the Governor under section 10 (2) of the Revised Edition of the Legislative Enactments Ordinance, No. of 1937, as the date on which the revised edition prepared and published under that Ordinance shall come into force;

“district” and “division” have respectively the same meaning as in sections 5 and 6 of the Courts Ordinance, 1889, read with the Second Schedule to that Ordinance as amended from time to time;

“legislative enactment” has the same meaning as in the Revised Edition of the Legislative Enactments Ordinance, No. of 1937.

Objects and Reasons.

The object of this Bill is to give effect to the recent decision of the State Council that Police Magistrates should hereafter be called Magistrates who will preside over courts to be called Magistrates' Courts and not Police Courts. As a matter of convenience, the change of designation will not become effective until the revised edition of the Legislative Enactments comes into force, as numerous consequential amendments have to be made in the legislation and subsidiary legislation of the Island.

Chambers, Hulftsdorp,
Colombo, August 13, 1937.

J. C. HOWARD,
Legal Secretary.

DISTRICT AND MINOR COURTS NOTICES.

The Village Communities Ordinance, No. 9 of 1924.

IT is hereby notified under section 98 of the Village Communities Ordinance, No. 9 of 1924, that the Village Tribunal established in the Chief Headman's Division of Valikamam North and East has, with the approval of the Government Agent, Northern Province, set apart the building specified below as a court-house in addition to those mentioned in notification dated July 1, 1937, and published in *Gazette* No. 8,301 of July 9, 1937.

M. K. T. SANDYS,
Government Agent.
Jaffna, August 23, 1937.

Building referred to.

Building situated on land called Nelliampattai in Mallakam parish, in extent 72 lachams; and bounded as follows:—

North: Sellam, widow of Sinnakutty; Parupathy, widow of Narayanapillai Kailayar Sinnatamby; Kasinather Nagamuttu, and others

East: Ramupillai Sivadasan and others.

South: Saravanamuttu Kanagaratnam, Ramuppillai Namasivayam, and by-lane.

West: Annappillai, wife of Ponnampalam; Ramar Suppar, and others.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,131. In the matter of the insolvency of Frank Benjamin Jansen of 37, Molawatta road, Grandpass, Colombo.

WHEREAS the above-named F. B. Jansen has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by G. Don Paulis of Gangodawila, Nugegoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said F. B. Jansen insolvent accordingly; and that two public sittings of the court, to wit, on September 21, 1937, and on October 26, 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,
August 19, 1937. Secretary.

In the District Court of Colombo.

No. 5,132. In the matter of the insolvency of Haputantrige Marthelis Perera of Pore in Hewagam korale.

WHEREAS the above-named H. M. Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by L. H. Perera of Pore, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said H. M. Perera insolvent accordingly; and that two public sittings of the

court, to wit, on September 21, 1937, and on October 19, 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,
August 20, 1937. Secretary.

In the District Court of Kandy.

No. 2,130. In the matter of the insolvency of Don Simon Mannapperume of 131, Trincomalee street, Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 24, 1937 to appoint an assignee.

By order of court, R. MALALGODA,
August 21, 1937. Secretary.

In the District Court of Kandy.

No. 2,131. In the matter of the insolvency of Austin Hewavita of Trincomalee street, Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 24, 1937, to appoint an assignee.

By order of court, R. MALALGODA,
August 21, 1937. Secretary.

In the District Court of Kandy.

No. 2,140. In the matter of the insolvency of George Samuel Benjamin of Bellwood estate, Galaha.

WHEREAS George Samuel Benjamin has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. R. Rajaratnam under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said George Samuel Benjamin insolvent accordingly; and that two public sittings of the court, to wit, on September 10, 1937, and on October 1, 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, E. J. DE ZILVA,
August 19, 1937. Acting Secretary.

In the District Court of Kandy.

No. 2,141. In the matter of the insolvency of V. S. Durarajah Candiyyar of Aththaragalla in Digane.

WHEREAS V. S. Durarajah Candiyyar of Aththaragalla in Digane has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. R. P. I. M. T. T. Murugappa Chettyar under the Ordinance No. 7 of 1853: Notice is hereby given that

the said court has adjudged the said V. S. Durarajah insolvent accordingly; and that two public sittings of the court, to wit, on September 17, 1937, and on October 8, 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, E. J. DE ZILVA,
August 19, 1937. Acting Secretary.

In the District Court of Kandy.

No. 2,142. In the matter of the insolvency of A. R. A. Rahim carrying on business under the name and style of Salma Stores, King street, Kandy.

WHEREAS A. R. A. Rahim carrying on business under the name and style of Salma Stores, King street, Kandy, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by W. A. Goonawardana under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. R. A. Rahim carrying on business under the name and style of Salma Stores, King street, Kandy, insolvent accordingly; and that two public sittings of the court, to wit, on September 24, 1937, and on October 15, 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, E. J. DE ZILVA,
August 19, 1937. Acting Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Lee Hedges & Company, Limited, of Colombo. Plaintiffs.
No. 3,625. Vs.

V. Rasiah of Vani Vilas, Narahenpitiya. Defendant.

NOTICE is hereby given that on Friday, September 24, 1937, at 4 p.m. will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the balance sum of Rs. 373.88, with legal interest thereon from October 16, 1936, till payment in full and costs of suit, viz.:

All those property and premises bearing assessment Nos. 421, 421/2, 421/3, 421/4, 421/5, and 421/6, Narahenpitiya, within the Municipality and District of Colombo, Western Province; and bounded on the north by the property belonging to Sirisena, south by property bearing assessment Nos. 423 and 425, east by the portion of the same land bearing assessment No. 421, and on the west by Narahenpitiya high road; containing in extent about 2 roods more or less.

Fiscal's Office, J. R. TOUSSAINT,
Colombo, August 25, 1937. Deputy Fiscal.

In the District Court of Colombo.

S. M. Hassanally and A. M. Hassanally, both carrying on business as Mulla Hassanally Vallijee & Sons at Colombo. Plaintiffs.

No. 5,233. Vs.

Mrs. Cathamuttupilla Thammara of 14, Dawson street, Hulftsdorp, Colombo. Defendant.

NOTICE is hereby given that on Thursday, September 23, 1937, at 4 p.m. will be sold by public auction at Nos. 11A and 13, Rifle street, Slave Island, the following movable property for the recovery of the sum of Rs. 612.50 and further damages at Rs. 87.50 per month from September 1, 1936, till the defendant is ejected from premises Nos. 11A and 13, Rifle street, Colombo, less the sums of Rs. 190 and Rs. 493, viz.:

1 cylinder printing machine, makers—Payne & Sons (Otley), Ltd., Atlas Works Otley, bearing R. E. F. No. 9108.
1 cutting machine, makers—Dawson, Payne & Elliott, Ltd., Engineers, Otley, England.
4 foot printing machines.
1 lot types.

Fiscal's Office, J. R. TOUSSAINT,
Colombo, August 25, 1937. Deputy Fiscal.

In the District Court of Colombo.

In the matter of the last will and testament of Balapuwaduge Simon Mendis of Indibedda in Moratuwa, deceased.

No. 7,357 Testy.

(1) Vidanelage Charles Lionel Clusey de Mel of Moratuwa in Moratuwa, petitioner.

NOTICE is hereby given that on Tuesday, September 28, 1937, at 3 p.m., will be sold by public auction at the premises the right, title, and interest of the estate of the above-named deceased in the following property for the recovery of the sum of Rs. 455.86, with interest thereon at 4 per cent. per annum from February 16, 1937, to date of payment, being balance estate duty due in this case, together with a further sum of Rs. 4.77, Rs. 4.20 being costs of this writ, and cents 57 being accrued interest, viz.:

All that soil, trees, plantations, and the buildings standing on all that lot marked No. 7 in plan No. 2,117 dated May 26, 1908, made by George P. Weeraratne, Surveyor, of the land called Moodillamadangahawatta, situated at Uyana in Moratuwa in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; and bounded on the north by the land belonging to B. W. Jusey Fernando, east by the land belonging to Dr. E. Roberts, south by the road leading to the junction of the new road, and on the west by the road leading from Mayakkawatta in Uyana; containing in extent 33 perches and as per plan No. 595 dated January 18, 1926 made by A. H. Fernando, Surveyor; is bounded on the north by the land belonging to Balapuwaduge Jusey Mendis, east by the land belonging to W. Joronis Fernando, south by the road leading to Lunawa Railway Station, and on the west by Uyana road; containing in extent 32 62/100 perches.

Fiscal's Office, J. R. TOUSSAINT,
Colombo, August 25, 1937. Deputy Fiscal.

In the District Court of Colombo.

Rawana Mana Sana Gopalakrishnapillai of 135, Maliban street, Colombo. Plaintiff.

No. 51,699. Vs.

Bodinagodage Don Charles Appuhamy of 188, Main street in Ratnapura, presumably of Dope in Bentota. Defendant.

NOTICE is hereby given that on Saturday, September 25, 1937, at 3 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, for the recovery of a sum of Rs. 12,138.50, with interest on Rs. 9,850 at 12 per cent. per annum from February 8, 1933, till July 31, 1933, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, less a sum of Rs. 5,470.

4. An undivided half share of an extent of land of about 4 beras paddy sowing called Delgahaliyaddehena, situated at Bopetta, in Palle pattu of Kuruwiti korale, in the District of Ratnapura, Province of Sabaragamuwa; and bounded on the north by mala-dola, east by Yaddehigehena, south by watta and ela, and west by ela.

At 3.30 p.m.

8. An undivided half share of an extent of land of 6 beras paddy sowing called Ange Kabarahena, situated at the aforesaid village; and bounded on the north by Hapuduragamagehena, on the east by Hapuduragamagehena, on the south by Durainnehena, and on the west by Kumbura.

At 4 p.m.

10. An undivided half share of an extent of land of about 8 beras paddy sowing called Gallenehena, situated at the aforesaid village; and bounded on the north by Katasaddagehena, on the east by Kanattagehena, on the south by Minuwandeniyehehena, and on the west by Kendagamage Atula.

Valuation Rs. 1,750.

Fiscal's Office, CHARLES DE SILVA,
Avissawella, August 24, 1937. Additional Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Gurunnehelagedara Ismail Lebbe Abdul Rahiman Lebbe Aratchy of Hapugastalawa in Tispone korale of Kotmale. Plaintiff.

No. 47,871. Vs.

(1) Sinna Lebbe Jainulabdeen of Karahandungala in Pasbage korale of Uda Bulatgama, (2) Gurunnehelagedara Mohamadu Lebbe Mahamoodu Lebbe of Nawalapitiya in Pasbage korale aforesaid. Defendants.

NOTICE is hereby given that on Saturday, September 25, 1937, commencing at 12 noon, will be sold by public

auction at the respective premises the following property mortgaged with the plaintiff by bond No. 1,147 dated April 2, 1927, and attested by P. Chas. Dias of Nawalapitiya, 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 June 24, 1937, for the recovery of the sum of Rs. 1,400, with further interest on Rs. 1,000 at 12 per cent. per annum from August 3, 1936, till January 19, 1937, and thereafter on the aggregate amount at 9 per cent. per annum from this date till payment in full and poundage, viz. :—

1. All that portion of land 40 feet in length from the drain along the high road and 14 feet in breadth to the drain to the high road and 14 feet on the other side from and out of the land called Gederagawakumbura, situate towards the west of the Ambegamuwa road in Nawalapitiya in Pashage korale in Uda Bulatgama, in the District of Kandy, Central Province; which said portion is bounded on the north by the high road, east and south by Ibrahim Lebbe's land, and west by the wall of the boutique owned by Kandapulle, together with the buildings standing thereon.

2. And all the portion of land 20 feet in length from the limit of the back of Ibrahim Lebbe's house along the said house and 14 feet in breadth from and out of the land called Omeru Nanagekumbura, situated adjoining the Ambegamuwa road in Nawalapitiya in Pashage korale aforesaid; which said portion is bounded on the north by Ibrahim Lebbe's house, east by Jainamba Natchy's land, south by the limit of Sinna Lebbe's house, and west by the wall of Pitche Thamby's house, together with everything appertaining thereto, registered in L 22/121 and 122 and all the right, title, interest, and claim whatsoever of the defendants in, to, upon, or out of the said several premises mortgaged by the defendants.

Fiscal's Office,
Kandy, August 24, 1937.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Shaik Mohideen Jainul Abdeen of Gampola Plaintiff.
No. 48,467. Vs.

(1) Nalla Meera Saibo Ummoo Kuluththu, (2) Sawanna Mohamed Ali Aboosally, both of Gampola . . Defendants.

NOTICE is hereby given that on Saturday, September 18, 1937, at 12 noon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 216 dated August 16, 1935, and attested by V. R. Wickramatileke of Gampola, 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 August 16, 1937, for the recovery of the sum of Rs. 2,395, with further interest on Rs. 2,000 at 12 per cent. per annum from April 5, 1937, until June 11, 1937, thereafter legal interest on the aggregate amount till payment in full and costs and poundage, viz. :—

All that undivided half of all that and of the buildings and plantations standing thereon, situated in the Town of Gampola, Gangapahala korale of Udapalata in the District of Kandy, Central Province, and presently bearing assessment Nos. 41, 42, and 43; bounded on the east by the wall of the house built by Palaniappa Chetty on the property of Mr. Saram, south by the limit of the land said to belong to Kalu Appu *alias* Bala Appoo, west by the wall of the house built by Karuppen Chetty on the property of Mr. Saram, and north by Ambegamuwa road; containing in extent between 112 feet in length and 56 feet in breadth, registered in D 127/199 and all the right, title, interest, and claim whatsoever of the 1st defendant in, to, upon, or out of the said several premises mortgaged by the 1st defendant.

Fiscal's Office,
Kandy, August 24, 1937.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Mrs. R. M. Wijesinghe of Baddegama, presently of Colombo Plaintiff.
No. 31,028. Vs.

(2) Peter Gunawardane and another of Dodanduwa, substituted in place of the 1st defendant (deceased) Defendant.

NOTICE is hereby given that on Saturday, September 25, 1937, commencing at 12.30 in the afternoon, will be

sold by public auction at the premises the following mortgaged property for the recovery of the sum of Rs. 1,415.79 with interest thereon at the rate of 9 per cent. per annum from June 1, 1932, till payment in full, and cost, viz. :—

1. All that undivided $\frac{1}{3}$ part of the soil and trees of the defined northern portion of the land called Pinkande Godaparagahawatta, situated at Pinkanda in Tiranagama, in Wellaboda pattu of Galle District; and bounded on the north by Coraline estate, east by Castle Main estate, south by a portion of Castlemain estate, the road to Mawadawila and by lots Nos. 1 to 6 of a defined portion of Paragahawatta, and west by lots Nos. 7, 8, and 9 of a defined portion of Paragahawatta and by the high road to Baddegama; and containing in extent about 8 acres and 1 rood.

2. The entirety of the soil and trees of the defined and contiguous lots Nos. 20, 41, 42, 43 of the land called Pokunabodawatta, situated at Dodanduwa in Wellaboda pattu aforesaid; and bounded on the north by Jangugewatta and the defined lot No. 13 of Pokunabodawatta, east by the defined lot No. 21 of Pokunabodawatta, south by the lot No. 40 of Pokunabodawatta, and west by seashore; and containing in extent about 15 square perches.

3. The entirety of the defined lot No. 7 of the defined southern portion of the land called Paragahawatta, situated at Tiranagama, Katukoliha in Wellaboda pattu aforesaid; and bounded on the north by the defined lot No. 4 of the same defined southern portion, east by defined lots Nos. 8 and 9 of the same land and by a part of the same land, south by road to Mawadawila, and west by owita; and containing in extent 3 roods and 9.5 perches according to the plan of partition No. 234A dated August 9, 1925, made by Mr. D. S. Gunasekara, Licensed Surveyor.

Fiscal's Office,
Galle, August 24, 1937.

T. D. S. DHARMASENA,
Deputy Fiscal.

In the District Court of Matara.

Liyanage Wilson de Silva of Matara Plaintiff.
No. 6,103. Vs.

A. Abdul Careem of Hambantota Defendant.

NOTICE is hereby given that on Saturday, September 18, 1937, at 10.30 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. 3,680.26 and poundage, viz. :—

At Walakoggalla.

All that undivided $\frac{53}{96}$ shares of the land called Kadawala-kumbura *alias* Kadawala-mahakumbura (lot 12), containing in extent 86 acres 1 rood and 32 perches, situated at Walakoggalla in Magam pattu of the Hambantota District, Southern Province; bounded on the north by Matalamullegamimekumbura, on the east by lots 20H, 12G, 12A, 12B, 12C, 12D, 12E, and 12F; on the south by the ridge and lot B in extent 37 acres 3 roods and 32 perches; and on the west by Godakoggalla village.

Valuation Rs. 6,000.

Deputy Fiscal's Office,

Hambantota, August 18, 1937.

V. I. WIRASINGHE,

Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

(1) Somasundaram Kanapathi Pillai and his wife (2) Nagaratnam, both of Eadella Group in Polgahawela Plaintiffs.

No. 17,535. Vs.

(1) Basnayake Rallage Kiri Banda of Godapola in Kegalla District, (2) ditto Ranhamy, Gan Arachchi of Panaliya in Udapola Otota korale east Defendants.

NOTICE is hereby given that on Monday, September 20, 1937, commencing from the 1st land at 4 o'clock in the afternoon, 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. 3,000 with interest thereon at the rate of 12 per cent. per annum from May 30, 1929, to September 18, 1934, and costs of the case and less Rs. 2,500, and poundage, viz. :—

1. An undivided $\frac{1}{3}$ share of the land called Innawatta of 6 lahas kurakkan sowing extent, situated at Panaliya in Udapola Otota korale east of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Kalahugahamulawatta, east by Pabuluwagewatta of Bandirala, south by garden of Bandirala and garden of Dingiri Appu, and on the west by ela and garden of Ram Menika.

30 In the District Court of Negombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Joannes Clarence Rosa Wijewardene,
No. 3,046. Notary Public, of Alawwa,
deceased.

Mary Fernando Wijewardene of Seeduwa Petitioner.

(1) Clara Emily Margaret Rosa Wijewardene of Seeduwa, (2) Balthage Bartholomeus Fernando of Kamaragoda Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq., District Judge of Negombo, on July 29, 1937, in the presence of Mr. S. D. C. W. Senaratne, Proctor, on the part of the petitioner; and the petitioner's petition and affidavit dated July 29 and 28, 1937, respectively having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow 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 August 30, 1937.

It is further ordered that the 2nd respondent be appointed guardian *ad litem* of the 1st respondent, who is a minor, for the purpose of this case, unless sufficient cause to the contrary is shown on or before August 30, 1937.

July 29, 1937. T. WEERARATNE,
District Judge.

25 In the District Court of Avissawella.
Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Biyanwila Kankanamalage Don
No. 255. Davith Singho of Epalapitita, deceased.

Biyanwila Kankanamalage Don Abraham Singho of Epalapitita Petitioner.

THIS matter coming on for disposal before J. Wilmot Perera, Esq., District Judge of Avissawella, on April 22, 1937, in the presence of Mr. D. L. Wellala, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 19, 1937, and of the attesting notary of the will and of the executor having been read:

It is ordered that the will of the above-named deceased dated July 1, 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 May 13, 1937, show sufficient cause to the contrary.

It is further declared that the said petitioner be and he is hereby entitled to have probate of the same issued to him accordingly, unless any person or persons interested shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

April 22, 1937. LOUIS V. B. DE JACOLYN,
District Judge.

This Order Nisi is extended to September 9, 1937.

J. WILMOT PERERA,
District Judge.

32 In the District Court of Kalutara.
Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Nainabaduge Kaineris Fernando,
No. 2,774. deceased, of Beruwala.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on July 15, 1937, in the presence of Mr. Wilson de Silva, Proctor, on the part of the petitioner, and Commandadige Jane Nona Fernando of Kankanangoda of Beruwala; and the affidavit of the petitioner dated July 13, 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) Nainabaduge David Fernando of Nallahena, (2) Warnakulasooriya Patabendi Muhandirame Catherine Fernando of Beruwala, (3) Nainabaduge Titus Lazarus Fernando of ditto, (4) ditto Alfred Seemon Fernando of ditto, (5) ditto Louie Grace Fernando of ditto; 3rd to 5th respondents being minors by their guardian *ad litem* the 2nd respondent—or any other person or persons interested shall, on or before September 3, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 2nd respondent be and she is hereby appointed guardian *ad litem* over the said 3rd to 5th respondents, who are minors, for all the purposes of this action, unless the respondents shall, on or before September 3, 1937, show sufficient cause to the satisfaction of this court to the contrary

July 15, 1937.

W. SANSONI,
District Judge.

23 In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Amelene Austin, deceased, of
No. 5,491. Montcliffe, Peradeniya.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on April 22, 1937, in the presence of Messrs. Wickramaratne & Malalgoda on the part of the petitioner, George Francis Alfred Halliley; and the affidavits of the said petitioner dated January 25, 1937, and of the attesting notary dated April 20, 1937, having been read:

It is ordered that the last will of the above-named deceased dated May 22, 1926, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the said petitioner is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly.

April 22, 1937.

R. F. DIAS,
District Judge.

Date for showing cause is extended to August 30, 1937.

August 23, 1937.

R. F. DIAS,
District Judge.

27 In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. James Walter Wickremasinghe of Kandy,
No. 5,511. deceased.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on July 26, 1937, in the presence of Messrs. Coomaraswamy & Vijayarajnam, on the part of the petitioner, Florence Winifred Wickremasinghe; and the affidavit of the said petitioner dated July 26, 1937, having been read: It is ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the estate of the said deceased issued to her, unless the respondents—(1) Dorothy Winifred Block nee Wickremasinghe, (2) Florence May Block nee Wickremasinghe, (3) Iris Lorna Wickremasinghe, (4) Phyllis Marjorie Wickremasinghe, (5) Constance Miriam Sheila Wickremasinghe, (6) Walter Louis Malcolm Wickremasinghe, (7) Kingsley Maurice Wickremasinghe, (8) Rene Pauline Wickremasinghe, (9) Rex Leonard Wickremasinghe; the 4th, 5th, 6th, 7th, 8th, and 9th by their guardian *ad litem*, Doctor John Cyril Block, all of Kandy, or any other person interested shall, on or before September 16, 1937, show sufficient cause to the satisfaction of this court to the contrary.

July 26, 1937.

R. F. DIAS,
District Judge.

31 In the District Court of Galle.
Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Nanayakkarawasan Helembage David
No. 7,780. Senatillake, late of Ukuwela, deceased.

Between
Cornelia Jane Augusta Senatillake alias Agnes Augusta Senatillake of Akmimana, Galle Petitioner.

(1) Ananda David Senatillake, (2) Pandikoralalage Cyril Alexander de Silva, both of Akmimana, Galle Respondents.

THIS action coming on for disposal before N. M. Bharucha, Esq., District Judge, Galle, on July 21, 1937, in the presence of Mr. P. W. Goonewardene, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 4, 1937, having been read: It is ordered that the said 2nd respondent be and he is hereby appointed guardian *ad litem* over the 1st respondent, unless the said respondents or any person or persons

interested shall, on or before September 3, 1937, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the said petitioner is entitled to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the said respondents or any person or persons interested shall, on or before September 3, 1937, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.

July 21, 1937.

In the District Court of Jaffna.

Order Nisi.

No. 255 T. In the Matter of the Intestate Estate of the late Kuddian Vallipuram of Karanavai South, deceased.

Parupathy, wife of Kathiravelu of Karanavai South Plaintiff.

(1) Vallipuram Kuddian of ditto, (2) Kanapathy Arumugam of Karanavai South Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on April 6, 1936, in the presence of Mr. S. Mailvaganam, Proctor, on the part of the petitioner; and the petition and affidavit, having been read:

It is hereby ordered that letters of administration be issued to the petitioner, as the heir of the deceased, unless the respondents or any other person shall appear before this court on or before April 9, 1937, and show sufficient cause to the satisfaction of this court to the contrary.

S. RODRIGO,
District Judge.

March 4, 1937.

Extended and reissued for September 2, 1937.

S. RODRIGO,
A. D. J.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Atputhasunthary, wife of V. No. 482. Vaithialingam of Nallure, deceased.

Saravanamuthu Senathirajah of Imayanan... Petitioner.

(1) Siththirajeshmi, widow of Saravanamuthu of Imayanan, (2) Keyagesu Vynialingam of Nallure Respondents.

THIS matter of the petition of the above-named petitioner praying for letters of administration to the estate of the above-named deceased, Atputhasunthary, wife of V. Vaithialingam of Nallure, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on August 3, 1937, in the presence of Mr. V. Somasunderam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 27, 1937, having been read: It is declared that the petitioner is the brother of the said intestate and is entitled to have letters of administration issued to him, unless the respondents or any other persons shall, on or before September 20, 1937, show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,
District Judge.

August 3, 1937.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mylvaganam Arokianather of Elalai, No. 363. deceased.

Sethupillai, wife of Vaitilingam Mariampillai of Elalai Petitioner.

Vs.

(1) Thankamani, daughter of Arokianather, (2) Arokianather Savundranayagam both of Elalai, (3) V. M. Joseph, (4) Vaitilingam Mariampillai of Elalai Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on April 12, 1937, in the presence of Mr. C. C. Somasegaram, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 9, 1937, having been read: It is declared that the petitioner is the maternal grandmother of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondent or any other person shall, on or before May 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,
District Judge.

April 27, 1937.

Extended for August 30, 1937.

C. COOMARASWAMY,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Segutamby Mohido Meydeen Seeny No. 8,083. Muhamadu of Devipatam in Ramnad District, South India, deceased.

Seeny Muhamadu Segutamby of Point Pedro .. Petitioner.

And

(1) Seeny Muhamadu Chella Marakayar of Point Pedro, (2) Seeny Muhamadu Sahul Hameedu of ditto, (3) Seeny Muhamadu Mohido Meydeen of ditto, (4) Seeny Muhamadu Sultre of Devipatam in Ramnad District, India, (5) Muhamadu Abdul Cader, son of Muhamadu Ibrahim Saibo of Devipatam in Ramnad District, India; the 1st to 4th respondents are minors appearing by their guardian *ad litem* the 5th respondent Respondents.

THIS matter of the petition of the above-named petitioner praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on February 17, 1937, in the presence of Mr. S. Cumarasurier, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated November 25, 1936, having been read: It is declared that the petitioner is the eldest son of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before March 17, 1937, show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,
District Judge.

March 5, 1937.

Order Nisi extended for September 1, 1937.

C. COOMARASWAMY,
District Judge.