



THE  
**CEYLON GOVERNMENT**  
**GAZETTE**

No. 8,326 – FRIDAY, OCTOBER 22, 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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1065 — — J. N. 69524-778 (10/37)

**PASSED ORDINANCES.**

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

**No. 19 of 1937.**

**An Ordinance to provide for the preparation and publication of a Revised Edition of the Legislative Enactments of Ceylon.**

M. M. WEDDERBURN.

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**An Ordinance to provide for the preparation and publication of a Revised Edition of the Legislative Enactments of Ceylon.**

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 Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937.

**Appointment of Commissioner.**

2 (1) Hema Henry Basnayake, Esquire, Crown Counsel, is hereby appointed a Commissioner for the purpose of preparing a new and revised edition of the legislative enactments of Ceylon in force on the thirty-first day of December, 1937, or such later date as the Governor may fix by notification in the Gazette.

(2) In case the said Hema Henry Basnayake is unable from any cause fully to discharge his commission under this Ordinance, the Governor may, by notification in the Gazette, appoint some other fit and proper person to be a Commissioner in his stead.

(3) For the purposes of this section, any Ordinance or part of any Ordinance which has been passed since the first day of January, 1924, and which has not been repealed shall be deemed to be in force although such Ordinance or part thereof has not yet been brought into operation.

**Powers of revision vested in the Commissioner.**

3 In the preparation of the revised edition, the Commissioner shall have the following powers :—

(1) to omit—

- (a) any legislative enactment which has been repealed expressly or specifically or by necessary implication, or which has expired, or has become spent, or has had its effect ;
- (b) any appropriation Ordinance and any Ordinance or part of any Ordinance so far as that Ordinance or part effects any change in the title or designation of any person or office ;
- (c) any legislative enactment which repeals any written law and any table or list of repealed written law whether contained in a Schedule or otherwise ;
- (d) any preamble to any legislative enactment, where such omission can, in the opinion of the Commissioner, be conveniently made ;
- (e) all introductory words of enactment in any legislative enactment ;

- (f) any legislative enactment prescribing the date when any legislative enactment is to come into force or operation, where such omission can, in the opinion of the Commissioner, be conveniently made ;
- (g) any amending legislative enactment where the amendment effected by such legislative enactment has been embodied by the Commissioner in any other legislative enactment ;
- (h) in any legislative enactment the interpretation of any expression which is defined in identical or similar terms with the definition of that expression contained in the Interpretation Ordinance, 1901 ; and
- (i) in any legislative enactment, any section or part thereof referring to any matter for which provision is made in similar or identical terms in the Interpretation Ordinance, 1901 :

Provided that the provisions of section 5 of the Interpretation Ordinance, 1901, shall apply to any omission under this sub-section in the same way as if the legislative enactment omitted had been repealed ;

- (2) to arrange the grouping and sequence of legislative enactments, whether consolidated or not, in any order that may be convenient irrespective of the date of enactment ;
- (3) to add a short title to any legislative enactment which may require it, and, if necessary, to alter the long or short title of any legislative enactment ;
- (4) to supply, alter or omit marginal notes ;
- (5) to consolidate into one enactment any two or more legislative enactments or parts thereof *in pari materia*, making such alterations as are thereby rendered necessary in the consolidated enactment and affixing such date thereto as may seem most convenient ;
- (6) to incorporate in any legislative enactment any amendment, addition, or alteration made to any Schedule, Form or other part thereof by any authority under powers conferred by that legislative enactment ;
- (7) to alter the order of sections in any legislative enactment, and, in all cases where it is necessary to do so, to re-number the sections of any legislative enactment ;
- (8) to alter the form or arrangement of any section of any legislative enactment by transposing words, by combining it in whole or in part with another section or other sections or by dividing it into two or more sub-sections ;
- (9) to frame and insert definitions of terms and expressions used in any legislative enactment and to substitute other terms and expressions of a like nature for those used ;
- (10) to divide any legislative enactment, whether consolidated or not, into two or more enactments, parts or other divisions ;
- (11) to correct grammatical, typographical and other mistakes in the existing copies of legislative enactments and for that purpose make verbal additions, omissions, or alterations not affecting the meaning of any legislative enactment ;
- (12) to make such formal alterations as to names, localities, offices, titles, currency and otherwise as may be necessary to bring any legislative enactment into conformity with conditions or circumstances obtaining or existing in Ceylon on the thirty-first day of December, 1937, or such later date as the Governor may fix under section 2 ;
- (13) to make such adaptations or amendments in any legislative enactment as may appear to be necessary or proper as a consequence of the Royal and Parliamentary Titles Act, 1927, the Statute of Westminster, 1931, and the Establishment of the Irish Free State ;
- (14) to insert in all sections in which His Majesty's Army and Navy are mentioned or referred to and in which the Royal Air Force is not mentioned or referred to such mention and reference to the Royal Air Force as may be appropriate ;

- (15) to correct cross references ;
- (16) to shorten and simplify the phraseology of any legislative enactment ;
- (17) to alter the title of any subsidiary legislative instrument whether heretofore made or prescribed as capable of being made under any legislative authority whatsoever, whether such subsidiary legislative instrument be entitled an Order in Council, order, proclamation, rule, regulation, by-law, or bear any other title whatsoever ;
- (18) to do all other things relating to form and method which may be necessary for the perfecting of the revised edition.

Omission of certain Ordinances from the revised edition.

4 (1) The Commissioner shall omit from the revised edition the Ordinances specified in the Schedule to this Ordinance : Provided always that, anything in this Ordinance to the contrary notwithstanding, the said Ordinances shall remain in force until the same shall have been expressly repealed or shall have expired or become spent or had their effect.

(2) At any time before the revised edition is brought into force in pursuance of section 10, it shall be lawful for the Governor by notice in the Gazette to make any addition to or variation in the said Schedule.

Numbering of Ordinances.

5 (1) There shall be attached to each Ordinance contained in the revised edition a number showing its place among the Ordinances of the year to which it belongs.

(2) There may be inserted in the margin of any part of any legislative enactment a note containing a reference to any Ordinance and section passed since the first day of January, 1924, adding, substituting or amending that part of that legislative enactment, but such note shall not, by reason of its insertion in the margin as aforesaid, have any legislative effect.

Mode of dealing with alterations or amendments.

6 (1) The powers conferred on the Commissioner by section 3 shall not be taken to imply any power in him to make any alteration or amendment in the matter or substance of any legislative enactment.

(2) In any case where the Commissioner may think fit he may draft a Bill authorising such alterations and amendments as he may consider necessary to be made in the revised edition ; and every such Bill shall, subject to the approval of the Governor, be submitted to the State Council and be dealt with in the ordinary way.

(3) Any such Bill may have reference to one legislative enactment or to more legislative enactments than one though they may not be *in pari materia*.

Printing of revised edition.

7 (1) The revised edition shall be printed in six or more volumes which shall contain the legislative enactments of Ceylon in force on the thirty-first day of December, 1937, or such later date as the Governor may fix under section 2.

(2) Each volume shall contain a statement that the same is published under the authority of the Government of Ceylon.

Chronological table and index to the revised edition.

8 The Commissioner shall prepare and cause to be printed together in a separate volume or otherwise a chronological table of all the legislative enactments of Ceylon and a full and complete index to the legislative enactments contained in the revised edition.

Authenticated copy to be deposited with Supreme Court.

9 One copy of each volume shall be dated and signed by the Commissioner and by the Governor and shall be sealed with the Public Seal of the Island and deposited among the records of the Supreme Court.

Bringing into force and validity of revised edition.

10 (1) The Commissioner shall, as soon as the revised edition is completed, transmit a copy thereof to the Legal Secretary who shall lay that copy before the State Council.

(2) Upon the passing of a resolution of the State Council authorising him to do so, the Governor may, by proclamation, order that the revised edition shall come into force from such date as he may think fit.

(3) From the date appointed in such proclamation the revised edition shall be deemed to be and shall be without any question whatsoever in all courts of Justice and for all purposes whatsoever the sole and only proper Statute Book of

Ceylon in respect of the legislative enactments therein contained and shall be substituted for, firstly, the revised edition of the legislative enactments of Ceylon in force immediately before the date appointed in such proclamation and secondly for all Ordinances passed between the thirty-first day of December, 1923, and the thirty-first day of December, 1937, or such later date as the Governor may fix under section 2; and the legislative enactments firstly and secondly herein referred to except such legislative enactments as may be omitted under section 4 shall be repealed from that date.

11 All orders, proclamations, letters patent, rules, resolutions, by-laws, regulations, warrants and other subsidiary legislation whatsoever made under any Ordinance included in the revised edition, and in force on the date appointed by the Governor under section 10, shall continue in force until otherwise provided; and references in any such order, proclamation, letters patent, rule, resolution, by-law, regulation, warrant or other subsidiary legislation, to the Ordinance under which such order, proclamation, letters patent, rule, resolution, by-law, regulation, warrant or other subsidiary legislation is made, or to any other Ordinance, shall, where necessary and practicable, be deemed to apply to the corresponding Ordinance in the revised edition.

Saving of existing subsidiary legislation.

12 The revised edition may also contain a reprint of such Imperial Statutes, Imperial Orders in Council, Letters Patent, Royal Instructions, and other Instruments as the Commissioner may think desirable.

Supplementary matter in revised edition.

13 The repeal or omission from the revised edition of any legislative enactment repealed or omitted during and for the purpose of the preparation of such revised edition shall not affect the validity of any existing orders, proclamations, letters patent, rules, resolutions, by-laws, regulations, warrants and other subsidiary legislation whatsoever made under any legislative enactment so repealed or omitted, but such orders, proclamations, letters patent, rules, resolutions, by-laws, regulations, warrants and other subsidiary legislation so far as they are not inconsistent with any legislative enactment of Ceylon for the time being in force, shall continue in force until otherwise provided.

Effect of repealed or omitted Ordinances.

14 Where in any written law or in any document of whatsoever kind, reference is made to any legislative enactment repealed or otherwise affected by or under the operation of this Ordinance, such reference shall, where necessary and practicable, be deemed to extend and apply to the corresponding legislative enactment in the revised edition.

Construction of reference to repealed, &c., Ordinances.

15 Nothing in this Ordinance shall be construed as bringing into operation any of the legislative enactments included in the said revised edition, before the date on which such enactment if it had not been so included, would have come into operation.

Effect of Ordinance on enactments which have not come into operation.

16 This Ordinance shall be printed at the commencement of the revised edition.

Place of this Ordinance in the revised edition.

17 In this Ordinance, unless the context otherwise requires—

Interpretation.

“legislative enactment” means—

- (a) any Ordinance;
- (b) any enactment having the force of law in Ceylon and promulgated in the form of a proclamation or regulation prior to the first day of January, 1834;
- (c) the Tésawalamai or the laws and customs of the Malabars of Jaffna promulgated by the Dutch Government of Ceylon in the year 1707, and referred to in the Government Regulation No. 18 of December 9, 1806;
- (d) the Mahomedan Code of 1806;
- (e) the Royal Charter, 1833, the Letters Patent, January 28, 1843, and the Letters Patent, July 2, 1844;

and includes any part of any legislative enactment;

“revised edition” means the edition of the legislative enactments to be prepared under the authority of this Ordinance.

## SCHEDULE.

*Legislative enactments and parts of legislative enactments to be omitted from the revised edition.*

No. and Year	Title of Ordinance	Extent to which to be omitted
4 of 1892	An Ordinance to abolish the Paddy Tax	The whole
10 of 1914	The Revised Edition Ordinance, No. 10 of 1914	The whole
17 of 1919	The Termination of the Present War (Definition) Ordinance, No. 17 of 1919	The whole
10 of 1927	The Village Tribunals (Validation of Proceedings) Ordinance, No. 10 of 1927	Preamble, enacting clause, sections 1, 2 and 3 and Schedule
24 of 1931	The Emergency Remission of Customs Duties (Validation) Ordinance, 1931	The whole
11 of 1932	The Poll Tax Abolition Ordinance, 1932	The whole
31 of 1935	The Mullaittivu Courts (Validation of Proceedings) Ordinance, No. 31 of 1935	The whole

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

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Officer Administering the Government the Ninth day of October, One thousand Nine hundred and Thirty-seven.

E. R. SUDBURY,  
Secretary to the Governor.

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

**No. 20 of 1937.**

L. D.—O. 17/36

**An Ordinance to amend the Prevention of Crimes Ordinance, No. 2 of 1926.**

M. M. WEDDERBURN.

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 Prevention of Crimes (Amendment) Ordinance, No. 20 of 1937.

Amendment of section 4 of Ordinance No. 2 of 1926.

2 Section 4 of the Prevention of Crimes Ordinance, No. 2 of 1926, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (1) thereof, by the substitution for paragraph (f) of that sub-section of the following new paragraph :—

"(f) Prescribing the conditions on which licences may be granted to prisoners to be at large under this Ordinance, the forms to be used for such licences and the manner in which such licences shall be authenticated."

Amendment of section 14 of the principal Ordinance.

3 Section 14 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution for the words "any convict" of the words "any prisoner";
- (2) by the substitution for the words "in the form set forth in Schedule C or Schedule D hereto respectively" of the words "in the prescribed form"; and
- (3) by the substitution for the words "the Colonial Secretary or an Assistant Colonial Secretary" of the words "the prescribed officer."

4 Section 15 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Repeal of section 15 of the principal Ordinance and substitution of a new section therefor.

15. Any person who commits a crime while he is the holder of a licence granted as aforesaid shall, on conviction of that crime, undergo—

Consequences of conviction of crime committed while at large on licence.

- (a) any term of imprisonment to which he may be sentenced for that crime ; and
- (b) a term of imprisonment equal to that portion, if any, of his term of imprisonment which remained unexpired at the time of the grant of the licence ;

and shall thereafter, notwithstanding anything to the contrary in section 10 or section 12, further undergo—

- (c) a term of preventive detention equal to that portion, if any, of his term of preventive detention which remained unexpired at the time of the grant of the licence ; and
- (d) any term of preventive detention to which he may be sentenced in any proceedings taken under section 10 consequent on his conviction of that crime ;

and the licence, if in force at the date of his conviction of that crime, shall be deemed to be forfeited by virtue of such conviction.

5 Sections 18 and 19 of the principal Ordinance are hereby repealed and the following new sections are substituted therefor :—

Repeal of sections 18 and 19 of the principal Ordinance and substitution of new sections therefor.

18. (1) Where any person is convicted of an offence punishable under section 16, the Magistrate convicting that person shall report such conviction to the Governor and, in any such case, it shall be lawful for the Governor by Order to direct that such person shall be dealt with as if no such licence had been granted to him, and upon the making of such Order the licence granted to such person shall, if in force, be deemed to be revoked by virtue of such Order.

Duty of Magistrate to report conviction to Governor and Order of Governor on such report.

(2) Where the Governor has made an Order under sub-section (1), the person to whom that Order applies may, if at large, be arrested without a warrant by any peace officer and be committed by any Police Magistrate to undergo any term of imprisonment or preventive detention to which he may be liable under section 19 by reason of such Order.

(3) Where a Police Magistrate commits a person under sub-section (2) to undergo any term of imprisonment or preventive detention, he shall forthwith report such committal to the Magistrate by whom such person was convicted of the offence under section 16 in consequence of which the Order under sub-section (1) was made.

19. Where the Governor has made an Order under section 18 (1), the person to whom that Order applies shall, after undergoing any term of imprisonment to which he may be sentenced for the offence under section 16 in consequence of which that Order was made, further undergo—

Consequences of Order made by Governor under section 18.

- (a) a term of imprisonment equal to that portion, if any, of his term of imprisonment which remained unexpired at the time he was granted a licence to be at large ; and
- (b) a term of preventive detention equal to that portion, if any, of his term of preventive detention which remained unexpired at the time of the grant of that licence.

6 Schedule C and Schedule D to the principal Ordinance are hereby repealed.

Repeal of Schedule C and Schedule D to the principal Ordinance.

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

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Officer Administering the Government the Ninth day of October, One thousand Nine hundred and Thirty-seven.

E. R. SUDBURY,  
Secretary to the Governor.

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

No. 22 of 1937.

An Ordinance to make provision for the regulation and control of the distribution, transport and supply of food within the Island.

M. M. WEDDERBURN.

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 Food Control Ordinance, No. 22 of 1937.

Appointment of Food Controller.

2 The Governor may appoint any person, by name or by office, to be or to act as Food Controller for the purposes of this Ordinance.

Prohibition and regulation of transport or removal of food or cattle.

3 (1) Where the Minister is satisfied that in any part of the Island there is or is likely to be—

- (a) any shortage or unreasonable increase in the production, stocks or supply of any food or article of food ; or
- (b) any unreasonable diminution or increase in the number of cattle available for slaughter,

the Minister may by Order published in the Gazette, prohibit or regulate the transport or removal of any food or article of food, as the case may be, to or from any place or area in the Island.

(2) Every Order shall come into operation on the date of its publication in the Gazette, and shall continue in operation for a period of seven days commencing on that date.

(3) Every Order shall be submitted to the Board of Ministers for confirmation, and, if so confirmed, shall continue in operation for a period of two months commencing on the date of the publication of the Order under sub-section (1). Notification of the confirmation of any Order shall be published in the Gazette.

(4) Any Order which the Board of Ministers refuses to confirm shall cease to have effect at the end of the period of seven days specified in sub-section (2). Notification of such refusal shall be published in the Gazette.

(5) Every Order which is confirmed by the Board of Ministers under sub-section (3), shall, as soon as may be after such confirmation, be brought by the Minister before the State Council by a motion that such Order shall be approved ; and if so approved shall continue in operation for a period of two months commencing on the date of the publication of the Order under sub-section (1), but without prejudice to the making of a new Order at or before the end of that period.

(6) Any Order which the State Council refuses to approve shall be deemed to be rescinded, but without prejudice to the validity of anything previously done or suffered to be done thereunder. The date on which an Order shall be deemed to be so rescinded shall be the date on which the State Council refuses to approve that Order, and such date shall be notified in the Gazette.

(7) An Order shall, when confirmed by the Board of Ministers and approved by the State Council, be as valid and effectual as if it were herein enacted.

(8) Every Notification required to be published in the Gazette under this section shall be so published under the hand of the Minister.

Regulations.

4 (1) The Executive Committee may make regulations for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance.

(2) In particular, and without prejudice to the generality of the powers conferred by sub-section (1), the Executive Committee may make regulations for or in respect of all or any of the following matters :—

- (a) the collection of information necessary for the purposes of this Ordinance and for the enforcement of any Order made thereunder ;
- (b) the returns to be made for the purposes of this Ordinance, the forms of such returns and the manner of the authentication thereof ;



- (c) the inspection and search of any place or premises used or reasonably suspected to be used for keeping any food or article of food or cattle ;
- (d) the stoppage, inspection and search of any vehicle used or reasonably suspected to be used for the conveyance or transport of any food or article of food or cattle ;
- (e) the compulsory purchase, seizure, sequestration and disposal of any food or article of food or cattle ;
- (f) the disposal of any food or article of food or cattle forfeited under this Ordinance ;
- (g) the manner of serving notices required to be issued for the purposes of this Ordinance ;
- (h) any other matters connected with or incidental to any of the matters hereinbefore enumerated.

(3) No regulation made by the Executive Committee under this section shall have effect unless it has been approved by the State Council and ratified by the Governor. Notification of such approval and ratification shall be published in the Gazette.

(4) Every regulation made by the Executive Committee shall, on the publication of the notification of the approval and ratification of that regulation under sub-section (3), be as valid and effectual as if it were herein enacted.

5 Any person who acts in contravention of any Order made under section 3 or of any regulation made under section 4 shall be guilty of an offence and shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a period not exceeding six months or to both such fine and imprisonment ; and the court may order the forfeiture of any food, article of food, or cattle, in respect of which the offence was committed.

Offences and penalties.

6 (1) The provisions of this Ordinance or of any Order or regulation made thereunder shall have no application to any food or article of food or cattle kept, transported or removed by or on behalf of the Naval, Military or Civil Authorities for the use of His Majesty's Forces or the Civil Administration.

Application of Ordinance.

(2) Nothing in this Ordinance shall affect the provisions of the Dried Meat Ordinance, 1908.

7 In this Ordinance, unless the context otherwise requires—

Interpretation.

“ article of food ” means any commodity, substance or thing which has been cooked, prepared, treated, preserved or manufactured as food for man or fodder for cattle ;

“ cattle ” means bulls, cows, sheep, goats, deer, and buffaloes, and includes any other animal ordinarily killed or slaughtered for providing food for man ;

“ Executive Committee ” means the Executive Committee of Labour, Industry and Commerce ;

“ food ” means any commodity used for food or drink by man other than drugs or water, or any substance which ordinarily enters into or is used in the composition or preparation of human food, and includes the flesh of cattle and fodder for cattle ;

“ Minister ” means the Minister for Labour, Industry and Commerce ;

“ Order ” means an Order made by the Minister under section 3.

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

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Officer Administering the Government the Fourteenth day of October, One thousand Nine hundred and Thirty-seven.

E. R. SUBBURY,  
Secretary to the Governor.

### 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 Districts of Jaffna, Mannar, and Mullaitivu will be holden at the District Court-house at Jaffna on Monday, November 1, 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,  
Jaffna, October 2, 1937.

S. TURAIYAPPAH,  
for Fiscal.

### DISTRICT AND MINOR COURTS NOTICES.

#### Minor Courts, Badulla-Haldumulla Circuit Sessions, 1938.

NOTICE is hereby given that the sittings of the Minor Courts, Badulla-Haldumulla, will be held at Bandarawela during the year 1938 on the under-mentioned dates:—

January ..	4—8	July ..	4—9
February ..	14—19	August ..	8—13
March ..	14—19	September ..	5—10
April ..	4—9	October ..	3—8
May ..	2—7	November ..	7—12
June ..	6—11	December ..	5—10

D. H. BALFOUR,  
Commissioner of Requests and Police  
Magistrate, Badulla-Haldumulla.

Badulla, October 16, 1937.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,020. In the matter of the insolvency of Jules Insolvency. Albert Wing of the Hotel Metropole, Queen's street, Colombo.

NOTICE is hereby given that a special sitting of this court will be held on November 9, 1937, to enable the National Bank of India Limited, to prove its claim for Rs. 8,652-28.

By order of court, GERALD E. DE ALWIS,  
October 6, 1937. Secretary.

In the District Court of Colombo.

No. 5,033. In the matter of the insolvency of John Cyril de S. Wijeyeratno of 37, Elie House road, Mutwal, 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 December 7, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
October 13, 1937. Secretary.

In the District Court of Colombo.

No. 5,119. In the matter of the insolvency of Deweni Guruge Stephen Perera of 147, Old Kolonnawa road, in Dematagoda.

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 December 7, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
October 13, 1937. Secretary.

In the District Court of Colombo.

No. 5,120. In the matter of the insolvency of Bulathsinghalage Lewis Cooray of Etul Kotte, Kotte.

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 December 7, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,  
October 13, 1937. Secretary.

In the District Court of Ratnapura.

No. 65. In the matter of the insolvency of Harry Vivian Ferreira of Ratnapura.

NOTICE is hereby given that the above-named insolvent has been allowed a Certificate of Conformity as of the second class.

By order of court, C. H. DE ZILWA,  
October 13, 1937. Secretary.

### NOTICES OF FISCALS' SALES.

#### Western Province.

In the District Court of Colombo.

Joseph Henry Ekanayake of Dehiwala ..... Plaintiff.  
No. 437. Vs.

(1) Clara Margaret de Soysa, (2) Charles Arthur Neville de Soysa, both of Walaunewatta, Panadura, (3) Mary Matilda de Silva, (4) Balage Justin de Silva, both of Siri Medura Walaunewatta, Magalla, Galle, and (5) Wamakula De Sooriya Goonawardene Sellapperumage Densu Indira Appana ..... Defendants.

NOTICE is hereby given that on Wednesday, November 24, 1937, at 10 a.m. will be sold by public auction at the premises, the right, title, and interest of the said 1st, 2nd, 3rd, 4th, and 5th defendants in the following property for the recovery of the sum of Rs. 3,130, with interest on Rs. 2,500 at 9 per cent. per annum from March 8, 1933, till date of decree (March 15, 1937) and thereafter at the same rate on the aggregate amount of the decree till payment in full and Rs. 1,440.57 being taxed costs of action in the Supreme Court and District Court, less Rs. 3,130 paid on August 11, 1937, viz. :—

All that lot A of the land called Apothecariyawatta, together with everything standing thereon, situated at Dehiwala in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by lot 34B, east by reservation for road twenty feet wide marked I and lot B, on the south by lot 39, and on the west by lot 36; in extent 1 rood and 10.64 perches but excluding therefrom an undivided extent of 10.64 perches towards the east but reserving a twenty feet roadway through the said excluded portion of 10.64 perches and which said lot A is a divided portion out of lots 36, 37, and 38 in registration plan No. 1 Dehiwala and registered in Dehiwala Vol. 4/362, 1/162, and 12/254 as per plan No. 4,265 dated September 22, 1932, made by M. G. de Silva, Licensed Surveyor, together with right, title, interest, property, claim, and demand whatsoever of the defendants in, to, upon, or out of the said property and premises.

Fiscal's Office, J. R. TOUSSAINT,  
Colombo, October 20, 1937. Deputy Fiscal.

In the District Court of Colombo.

Dissanayake Appuhamillage Cornelis Dissanayake of Ganemulla, administrator of the estate of Dissanayake Appuhamillage Bempy. Appuhamy, deceased. Plaintiff.  
No. 4,569. Vs.

(1) Samaratunga Don Deonis Appuhamy, (2) Samaratunga Don Nirolis Appuhamy, both of Dummunegedara ..... Defendants.

NOTICE is hereby given that on Thursday, November 25, 1937, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 556 dated December 10, 1926, attested by K. E. L. Peiris of Colombo, Notary Public, and declared specially bound and executable under the decree dated July 28, 1936, and ordered to be sold by the order of court dated September 8, 1936, for the recovery of the sum of Rs. 2,442.70, with interest on Rs. 1,500 at 12½ per cent. per annum from January 20, 1936, to date of decree (July 28, 1936) and thereafter on the aggregate amount at 9 per cent. per annum till date of payment in full and costs of suit taxed at Rs. 581.05, viz. :—

1. At 10 a.m.—All that allotment of land called Galabodawatta, situated at Dummunegedara in Udugaha pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by wela of Gederagawakumbura and Owitakumbura, belonging to Samaratunga Don Carolis, Deputy Coroner, east by the field called Galwalakumbura belonging to Samaratunga Don Carolis, Deputy Coroner, and the water-course, south by the ditch separating the land belonging to the late Bandaranayake,

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Mudaliyar, and west by Mellakanda belonging to Samaratunga Don Carolis, Deputy Coroner, and others, containing in extent about 15 acres, together with the tiled house standing thereon.

2. At 10.30 a.m. — All that allotment of land called Meegahawatta, situated at Dumunnegedara aforesaid : bounded on the north by wela belonging to Samaratunga Heeralupatirennehelage Peris Appu and others, east by land of Don Daniel, Vidane Arachchi, south by land of Allis Appuhamy, and west by land belonging to the late Banadaranayake, Mudaliyar ; containing in extent about 6 acres.

Prior registration F 75/246 and 96.

Fiscal's Office,  
Colombo, October 20, 1937.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

Dissanayake Appuhamillage Cornelis Dissanayake of Ganemulla in Yatigaha pattu of Hapitigam korale, administrator of the estate of Dissanayake Appuhamillage Bempy Appuhamy, deceased ..... Plaintiff.

No. 5,032. Vs.

Samaratunga Don Dennis Appuhamy of Dumunnegedara ..... Defendant.

NOTICE is hereby given that on Thursday, November 25, 1937, commencing at 11 A.M., will be sold by public auction at the respective premises in their respective order the following property mortgaged with the plaintiff by bond No. 14,338 dated January 29, 1925, attested by B. M. J. P. Nawaratna, 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 September 8, 1936, for the recovery of the sum of Rs. 2,000, with interest thereon at 9 per cent. per annum from July 29, 1936, till payment in full and costs of suit Rs. 437.24, viz. :—

1. All that undivided half share of the land called Calabodawatta and of the tiled house thereon, situated at Dumunnegedara in the Udugaha pattu of Siyane korale in the District of Colombo, Western Province ; bounded on the north by the wela called Gederagawakumbura belonging to Samaratunga Don Carolis, Deputy Coroner, Ralahamy and Owitikumbura, on the east by Galwalakumbura belonging to the aforesaid person and water-course, on the south by the ditch separating the land belonging to Mudaliyar Banadaranayake, deceased, and on the west by Mellakanda of the aforesaid Samaratunga Don Carolis, Deputy Coroner, Ralahamy and others ; containing in extent about 15 acres.

2. All that undivided half share of Meegahawatta, situated at Dumunnegedara aforesaid ; bounded on the north by wela of Samaratunga Heeralupatirennehelage Peris Appu and others, on the east by the land of Don Daniel, Vidane Arachchi, on the south by land of Allis Appuhamy, and on the west by land of the late Mudaliyar Banadaranayake ; containing in extent about 6 acres.

3. All that undivided half share of the two contiguous portions called Ethdematagahawatta and Etambagahawatta forming one property, situated at Kalatuwawa in the Udugaha pattu aforesaid ; bounded on the north by the garden of Sanchi Appu and others, on the east by the ditch cut to separate the land of Mudaliyar Banadaranayake, on the south by the ditch between the garden of Carolis Arachchirala, and on the west by wela called Halyalekumbura of Samaratunga Don Carolis, Deputy Coroner, Ralahamy and others ; containing in extent about 16 acres.

Prior registration F 63/268, 26/97, 47/99 Colombo.

Fiscal's Office,  
Colombo, October 20, 1937.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Kalutara.

Hewapura John de Silva Wcerasinghe Aratchi of Balapitiya ..... Plaintiff.

No. 19,121. Vs.

Balapitiyebunuge Liyaneris Fernando alias Balapitiyage Liyaneris Amerasinghe of Magalkanda, presently of 8, Dematagoda, Colombo ..... Defendant.

NOTICE is hereby given that on Friday, November 26, 1937, at 4 P.M., will be sold by public auction at the premises in the following property for the recovery of the sum of Rs. 3,740, with interest on Rs. 1,800 at 15 per centum per annum from February 18, 1935, till August 12, 1935, and thereafter at 9 per centum per annum on the aggregate amount till payment in full and costs Rs. 338.80 less

Rs. 2,910, plus Rs. 547.50, viz. :—The right, title, and interest of the defendant in and to the unexpired term of the lease created by deed No. 1,504 dated February 7, 1935, and attested by Sam J. C. Kadirgamar, Notary Public, in respect of the following property, to wit :—

All that divided portion of land marked letters B and C in the plan hereinafter referred to with the buildings standing thereon bearing assessment No. 256 presently bearing assessment No. 37 (now No. 151) situated at Dematagoda, within the Municipality and District of Colombo, Western Province, formerly called and known as Stuggart Stores now called an known as Marlington Stores ; and bounded on the north by the property of Samsie Lebbe Marikar Meera Lebbe Marikar, on the east by the property of Isa Natchia, wife of Packeer Bawa and by the property of Packeer Bawa Seka Marikar bearing assessment No. 255, on the south by Dematagoda road, and on the west by the divided portion of the same land marked letter A in the said plan and the property of Sekadi Marikar Madar Lebbe ; containing in extent 3 roods and 17 perches as per figure of survey thereof dated January 27, 1893, made by F. Bartholomeusz, Licensed Surveyor. Prior registration A 117/260.

Fiscal's Office,  
Colombo, October 20, 1937.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

(1) P. R. M. Raman Chettiar of Sea street, Colombo, (2) Segappiachi otherwise known as Sathamma Achi of Natchandupatty, by her attorney P. R. M. R. M. Sidambaram Chettiar of Sea street, Colombo. Plaintiffs.

No. 50,548. Vs.

(1) Euphemia Grace Millicent Senanayake and (2) D. S. Senanayake, both of Kanatta road, Borella, in Colombo, administrators of the estate of late D. C. Senanayake ..... Defendants.

NOTICE is hereby given that on Tuesday, November 23, 1937, at 11 A.M., will be sold by public auction at this office the following property for the recovery of the sum of Rs. 28,457.55, together with interest on Rs. 15,000 at 10½ per cent. per annum and on Rs. 10,000 at 11 per cent. per annum from October 8, 1932, to date of decree (February 1, 1937) and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, less a sum of Rs. 2,441.96, viz. :—

4,750 shares of Rs. 10 each in Wagolla Estates, Ltd., belonging to the administrators of the estate of the late Mr. D. C. Senanayake.

Fiscal's Office,  
Colombo, October 20, 1937.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

O. E. P. Jayasinghe, presently of Welikada in Colombo ..... Plaintiff.

No. 517. Vs.

(1) E. M. J. Abeyesinghe and (2) Nellie Gertrude Abeyesinghe, both of Kandana in the Ragam pattu of Alutkuru korale ..... Defendants.

NOTICE is hereby given that on Wednesday, November 17, 1937, at 5 o'clock in the afternoon, will be sold by public auction at the premises the full right, title, and interest of the second defendant, Nellie Gertrude Abeyesinghe, in the following property, viz. :—

All that land called Church View estate and everything thereon, situated at Konidagammulla in Dunagaha pattu of Alutkuru korale in the District of Negombo, Western Province ; and bounded on the north by the road, land belonging to the heirs of Abilinu Annavirala, and lands belonging to Gordiyana Appuhamy and others, east by the road, land of Mrs. Sriwardane, field and oya, and the land belonging to Supramaniyam Chettiar, south by the field and oya and the land belonging to Supramaniyam Chettiar, and on the west by the other portion of this land ; containing in extent within these boundaries 35 acres 3 roods and 15 perches, and registered under E 183/246, subject to deed of lease No. 1,393 dated October 5, 1933, attested by G. de Zoysa, Notary Public.

Amount to be levied is Rs. 434.

Deputy Fiscal's Office,  
Negombo, October 19, 1937.

A. W. ROSA,  
Deputy Fiscal.

In the District Court of Colombo.

- (1) Sydney George Alexander Julius, presently in England, (2) William Kevitt Smyth Hughes, presently in England, (3) Louisa Regina Boyd, (4) James Dorman, (5) William Fraser, (6) George Cameron, all care of Julius & Creasy, Colombo . . . Plaintiffs.

No. 1,461-G/6,730. Vs. *60*

Alice Matilda Perera of Margaret Valley, Geliyoa, near Gampola, the person appointed under section 7 of Ordinance No. 21 of 1927 to represent the estate of Muhuppu Aratchige James Perera Gunawardena, deceased . . . Defendant.

NOTICE is hereby given that on Saturday, November 20, 1937, at 4.30 in the afternoon, will be sold by public auction at the premises all the estates, right, title and interest, property, claim, and demand whatsoever of the said defendant as the person appointed under section 7 of Ordinance No. 21 of 1927 to represent the estate of M. A. J. Perera Gunawardena, deceased, of, in, to, upon, or out of the following premises mortgaged and hypothecated with the plaintiffs by bond No. 885 dated November 3, 1927, and attested by S. G. A. Julius of Colombo, 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 24, 1937, for the recovery of the sum of Rs. 23,595.25  $\frac{1}{2}$  payable to the 1st and 2nd plaintiffs, Rs. 14,747.03  $\frac{1}{2}$  payable to the 3rd plaintiff, Rs. 41,291.69  $\frac{1}{2}$  payable to the 4th plaintiff, Rs. 17,696.44 payable to the 5th plaintiff, and Rs. 8,848.22 payable to the 6th plaintiff (aggregating in all to Rs. 106,178.64), with interest on the said respective sums at 9 per cent. per annum from the date of decree (April 26, 1937) till payment in full and taxed costs of suit Rs. 1,106.43 and poundage, viz. :—

All that defined eastern portion of the coconut estate called and known as Koressa estate, situate in the villages Wigoda, Doranegoda, and Marapola (but described in the decree as situated at Migoda, Deranegoda, and Manapola) in Dasiya pattu of Alutkuru korale in the District of Negombo, Western Province, which said defined portion is bounded on the north by the road from Udugampola in Naiwala Junction, east by lands described in T. P. Nos. 50,946 and 50,949, on the south by land appearing in T. P. Nos. 72,810, 72,231, 50,950, and 77,296 and by the land belonging to J. P. Baronchiappu, and on the west by the defined western  $\frac{1}{2}$  part of the same land belonging to Janet Beatrice Weeraratne and her heirs; containing in extent 34 acres 1 rood and 18  $\frac{1}{2}$  perches, and registered C 257/267 in the Negombo District Land Registry Office, together with the buildings, bungalows, machinery, fixtures, furniture, tools, implements, cattle and other the dead and live stock, crops, produce, and appurtenances whatsoever to the said Koressa estate and premises belonging or in anywise appertaining or held to belong or be appertaining thereto and the full benefit and advantage of all insurances effected thereon, and all the estate, right, title, interest, property, claim, and demand whatsoever of the said defendant of, in, to, upon, or out of the said Koressa estate and premises.

Deputy Fiscal's Office,  
Negombo, October 18, 1937.

A. W. ROSA,  
Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

Josupathan Manuel Gunamoni Samuel of Colombo . . . Plaintiff.

No. 44,346. Vs. *33*

- (1) Grace Abeyasinghe, (2) Don John Albert Abeyasinghe, wife and husband, both of Peradeniya . . . Defendants.

NOTICE is hereby given that on Saturday, November 6, 1937, at 2 p.m., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 99 dated December 13, 1929, and attested by K. Vijayaratham of Kandy, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated April 20, 1934, for the recovery of balance sum of Rs. 984.31, with interest on Rs. 1,399.55 at the rate of 9 per cent. per annum from December 7, 1933, till payment in full and costs of this action which were taxed at Rs. 129.20 and poundage, viz. :—

The northern  $\frac{1}{2}$  portion of land called and known as Wagollehena, now a garden in extent about  $\frac{1}{2}$  an acre, situate at Eriyagama in Peradeniya in Gangapalata of Yatinuwara in the District of Kandy, Central Province; and which said northern half portion is bounded on the north by land belonging to Mr. V. Ranatunga, Station

Master, south by the remaining half portion of this land, east by the road to Gampola, and west by the land belonging to Mr. Ranatunga, together with the newly built tiled house and everything thereon. Registered in B 97/8 Kandy, and all the right, title, interest, and claim whatsoever of the said defendants in, to, upon, or out of the said several premises mortgaged by the defendants.

Fiscal's Office,  
Kandy, October 14, 1937.

H. C. WIJESINHA,  
Deputy Fiscal.

### Southern Province.

In the District Court of Galle.

M. T. T. K. M. Kadirasen Chettiar, by his attorney S. Ramasamy Pillai Sangaranarayanan of Kaluwella, Galle . . . Plaintiff.

No. 34,570. Vs. *21*

Alfred Kahaduwa of Wackwella road, Galle . . . Defendant.

NOTICE is hereby given that on Saturday, November 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 property, viz. :—

The land called Hamadawatta *alias* Talgahawatta and the buildings marked assessment No. 3647 standing thereon, situated at Waharaka in Galle District, Southern Province; and bounded on the north by Diviyagahawatta, east by road from Galle to Ukwatta, south and south-west by lots 1, 2, 3, 4, 5 and 7 of this land, and north-west by Ulubadahalawatta; in extent 1 acre 3 roods and 26 perches.

Writ amount Rs. 2,580, with legal interest thereon from December 20, 1935, till payment in full, less Rs. 1,740.

Fiscal's Office,  
Galle, October 19, 1937.

T. D. S. DHARMASENA,  
Deputy Fiscal.

### Province of Sabaragamuwa.

In the District Court of Kegalla.

Mara Moona Kana Sena Sahaul Hamid, General Merchant, 24, Dam street, Colombo . . . Plaintiff.

No. 106. Vs. *66*

- (1) Mohamady Meerq Saiboo Samsul Pathumma, (2) Seiyad Omar Asiya Ummal, and (3) Seiyad Ibrahim Ummal, by their attorney A. M. Seiyad Ibrahim Saiboo of Hingula . . . Defendants.

NOTICE is hereby given that on November 17, 1937, commencing at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property, viz. :—

Sale on November 17, 1937, commencing at 2 o'clock in the afternoon.

1. An undivided  $\frac{1}{2}$  share of the land called Avisiriya-watta of 2 pelas of paddy sowing in extent, situated at Hingula in Meda pattu of Galboda korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the east by Kantoruwewattaweta, south by Viharehena, west by road to Batawala and ditch, and north by high road; and registered in C 170/276.

2. All the right, title, and interest of the lessors in and to the land called Kolatiyankadawatta of 3 pelas and 5 labas of paddy sowing in extent, situated at Hingula aforesaid; and bounded on the east by Sena Mohamadu Cassim's garden, south by Rabantuwegawatta Puwakwetiya, west by Gansabhawa road, and north by high road; and registered in C 123/60.

Sale on November 17, 1937, commencing at 4 o'clock in the afternoon.

3. All that land called Tembiliambehena now rubber estate comprising of the contiguous allotments of land called Tembiliambehena, Degalassehena, Degalassehena, Degalassehena *alias* Galkadullehena, Imbulumulatenehena, Galkotuwehena, Kandedodankumburehena, Kande-hena *alias* Kandemahadurayagehena, and Gedumagollehena which from their situation can be included in one survey; and containing in extent 18 acres 2 roods and 24 perches according to plan No. 216 dated January 22, 1918, made by F. W. Kalenberg, Surveyor, situated at Batawala in Meda pattu aforesaid and registered C 163/229; bounded on the east by Bandarahena and rubber estate called New-Land, south by Heenkendaghamulalena, Koskolawatta and Kiribaiyagawatta, west by Gansabhawa road, Kaju-gahatenna and Viharehena, and north by Lapayagawatta.

4. All that southern portion of land of five lahas of paddy sowing out of the land called Tembiliambehena, situated at Batawala aforesaid; and which said southern portion of land is bounded on the east and west by stones, south by cla, and north by the limit of the remaining portion of this land; and registered in C 90/53.

5. All that southern portion of land of five lahas of paddy sowing in extent out of the land called Tembiliambehena, situated at Batawala aforesaid; and which said southern portion of land is bounded on the east by limit of Kiriyagehena, south by ditch, west by liminary stones, and north by the limit of the remaining portion of this land; and registered in C 90/59.

All the above-mentioned lands are to be sold subject to the right, title, and interest of the lessor, S. K. M. Meiyappa Chettiar of Hingula.

For the recovery of the sum of Rs. 499.19, with legal interest thereon from July 9, 1935, till payment in full.

Deputy Fiscal's Office, J. A. F. SIRIWARDENE,  
Kegalla, October 14, 1937. Additional Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of Sellapperunage Harrington Jurisdiction. ton Dewadatas Fernando of Moratumulla in Moratuwa, deceased. No. 7,723.

Mahamendige Tislin Mangya Mendis of Moratumulla in Moratuwa ..... Petitioner.

And

(1) Milton Washington Barnabas Fernando, (2) Pearl Gertrude Vivienne Fernando, both of Korallawella in Moratuwa, (3) Merlyn Fernando, (4) Lilian Fernando, both of River View, Nupe, Matara ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 6, 1937, in the presence of Mr. J. P. Rodrigo, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated August 4, 1936, and (2) of the attesting witnesses dated August 14, 1936, having been read:

It is ordered that the last will of Sellapperunage Harrington Dewadatas Fernando, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executrix named in the said will and that she is entitled to have probate thereof issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before November 11, 1937, show sufficient cause to the satisfaction of this court to the contrary.

M. W. H. DE SILVA,  
District Judge.

October 6, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Elizabeth Annamah Rutnam of Batticaloa, deceased. No. 8,073.

Perimpanayagam William Rutnam of Wellawatta in Colombo ..... Petitioner.

And

(1) Kirupa Imparani Rutnam, (2) Thevarajan Jayakumar Rutnam, minors, appearing by their guardian *ad litem* (3) Mohandiam Abraham Mootathamby Selvaratnam of Manning place, Wellawatta, Colombo ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 16, 1937, in presence of Mr. Malcolm E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 7, 1937, having been read:

It is ordered (a) that the 3rd respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st and 2nd respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,  
District Judge.

September 16, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Weerasuriya Jayawardena Sembukutti No. 8,146. Patabendige Andrew de Silva of Alutgama, deceased.

Weerasuriya Jayawardena Sembukutti Patabendige Alfred de Silva *alias* Alfred de Silva Weerasuriya, presently of Grandpass in Colombo ..... Petitioner.

And

(1) Coruwakankanage Lyona Ana Jayawardena, (2) Weerasuriya Jayawardena Sembukutti Patabendige Therapapet de Silva, (3) Weerasuriya Jayawardena Sembukutti Patabendige Hugeno de Silva, (4) Weerasuriya Jayawardena Sembukutti Patabendige Lionel de Silva *alias* Lionel de Silva Weerasuriya, all of Alutgama in Bentota ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 16, 1937, in presence of Mr. N. V. T. Cooray, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 15, 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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,  
District Judge.

September 16, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kahandawa Aratchige William Kumarsinghe of Weboda in the Adikari pattu of Siyane korale, deceased. No. 8,154.

Kahandawa Aratchige Don Emis Kumarsinghe of Weboda aforesaid ..... Petitioner.

And

(1) Kahandawa Aratchige Don Joronis Appuhamy, (2) Bamunu Arachchi Vidanage Sege Hamy, both of Weboda, aforesaid ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 21, 1937, in the presence of Mr. U. L. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 16, 1937, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother 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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,  
District Judge.

September 21, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Seekkuhewage Daniel Joseph Jurisdiction. No. 8,156. Solomon Dias of Fraser avenue, Moratuwa, deceased.

Lizzie Maria Dias *nee* de Mel of Fraser avenue, Moratuwa ..... Petitioner.

And

(1) Terrence Solomon Dias, (2) Eric Daniel Joseph Dias, (3) Lucilla Augusta Dias, (4) Lucita Iris Claribel Dias, (5) Irvin Patrick Solomon Dias, (6) Una Clarine Ophelia Dias, (7) Lancelot Joseph Solomon Dias, all of Fraser avenue, Moratuwa ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 22, 1937, in the presence of Mr. J. P. Rodrigo, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated August 17, 1937, and (2) of the attesting witnesses dated August 17, 1937, and September 5, 1937, having been read:

It is ordered that the last will of Daniel Joseph Solomon Dias, deceased, of which the original has been produced and is now deposited in this court, be and the same is

hereby declared proved; and it is further declared that the petitioner is the executrix named in the said will and that she is entitled to have probate thereof issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

September 22, 1937. M. W. H. DE SILVA, District Judge.

In the District Court of Colombo.

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Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mahamarakkala Kurukulasuriya Patabendige Simeon Pereira of Rawatawatta in Moratuwa, deceased.

Mahawaduge Engelthina Perera of Rawatawatta in Moratuwa ..... Petitioner.

And

- (1) Selesthina Perera of Francisco place, Moratuwella, in Moratuwa, (2) Henry Perera, (3) John Marcus Cyril Perera, (4) Samuel Reginald Perera, (5) Ruth Matilda Perera, (6) Balapuwaduge Joe Mendis, (7) ditto Enid Mendis, (8) Beminaheenedige Cecil Benedict Peiris, all of Rawatawatta in Moratuwa, (9) Elsie Mabel Perera of Dehiwala ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 22, 1937, in presence of Mr. J. P. Rodrigo, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 18, 1937, having been read:

It is ordered (a) that the 3rd respondent be and he is hereby appointed guardian *ad litem* of the minors, the 6th 7th, and 8th respondents above named, to represent them for all the purposes of this action, and (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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

September 22, 1937. M. W. H. DE SILVA, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Simon Henry Perera of 267, Quarry road, Dehiwala, deceased.

Willibrord Alfred Noel Pereira of 207, Quarry road, Dehiwala ..... Petitioner.

And

- (1) Veronica Jansz, wife of Cyril Richard Jansz of Darlington Garden, Kottahera, (2) Margie Jansz, wife of Thomas Bennet Jansz of Wall's lane, Mutwal, (3) Zeta Angela Pereira of 207, Quarry road, minor, appearing by her 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 September 22, 1937, in presence of Messrs. Samarasinghe & de Silva, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 21, 1937, having been read:

It is ordered (a) that the 2nd respondent be and she is hereby appointed guardian *ad litem* of the minor, the 3rd respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

September 22, 1937. M. W. H. DE SILVA, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kuruppuge Don Edwin Albert of Kirillapone, deceased.

Kuruppuge Don Bartholomewz Martin of 3, Kirillapone Cross road, Nugegoda ..... Petitioner.

And

- (1) Don Charles James Kuruppu of Galle road, Dehiwala, (2) Kuruppuge Dona Elizabeth of Welikada, (3) ditto Dona Sophia of Kirillapone, (4) ditto Dona Cecilia of Cotta road in Colombo, (5) ditto Dona Adelina Maria of Kirillapone, (6) ditto Dona Isabella alias Eva of Wellawatta ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 22, 1937, in the presence of Mr. Malcolm E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 22, 1937, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother 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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

September 22, 1937. M. W. H. DE SILVA, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Sivaramalinga Kurukkal Vaddyanatha Kurukkal of 75, Hill street, Colombo, deceased.

Meenakshi Ammal of 75, Hill street, Colombo .. Petitioner.

And

- (1) Brhatsubramaniam Iyer alias Ramanatha Iyer, (2) Gopaswami Kurukkal, son of Somaskanda Kurukkal, both of 75, Hill street, Colombo .. Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 22, 1937, in presence of Mr. S. Ratnakaram, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 17, 1937, having been read:

It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent above named, to represent him for all the purposes of this action, and (b) that the petitioner be and 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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

September 22, 1937. M. W. H. DE SILVA, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Rawanna Mawanna Seena Thana Ponnusampillai of Murugur, Musuri Taluk, in Trichinopoly District, South India, deceased.

Mariamuthupillai, son of Ponnusampillai of Murugur, presently of Sea street in Colombo ..... Petitioner.

And

- (1) Kamakshi Ammal, widow of the late Ponnusampillai, (2) Deenadhaylam, (3) Ramanathanpillai, (4) Ponnusamy, (5) S. M. P. R. Nadarajapillai of Knuckles Group, Madulkele ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 30, 1937, in presence of Mr. K. T. Chittampalam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 23, 1937, and the order of the Supreme Court dated September 14, 1937, having been read:

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 2nd, 3rd, and 4th 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 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 November 11, 1937, show sufficient cause to the satisfaction of the court to the contrary.

September 30, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mallwattage John Perera of Maradana, No. 8,173. deceased.

Mallwattage Samel Appa *alias* Mallwattage Ruben Perera of 52/3, Symonds road, Maradana . . . . . Petitioner.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 5, 1937, in the presence of Mr. C. F. G. Abeyewardene, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 4, 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 any person or persons interested shall, on or before November 4, 1937, show sufficient cause to the satisfaction of the court to the contrary.

October 5, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of William Haynes Smith of No. 8,180. Turleigh Mill, Bradford on Avon, in the County of Wilts, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 9, 1937, in the presence of Don John Bonifacio Gomes of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated October 7, 1937, a certified copy of probate a certified copy of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated September 28, 1937, having been read: It is ordered that the will of the said deceased dated July 15, 1924, of which a certified copy 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 petitioner is the attorney of the sole executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

October 9, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of Aldwell Henry Taylor, late of No. 8,181. 23, Fernwood avenue, Streatham, in the County of Surrey, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 9, 1937, in the presence of Mr. John Bonifacio Gomes of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated October 7, 1937, exemplification of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated September 28, 1937, having been read: It is ordered that the will of the said deceased dated December 7, 1936, of which an

exemplification of probate 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 petitioner is the attorney of the executors and trustees named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

October 9, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Vidanelage Andrew Johannes de Mel of No. 8,183. Maradana, Colombo, deceased.

Uduriappuwaduge Agnes Margeret de Mel *nee* Fernando of Melsee, 8, Gunasekera lane, 3rd Division, Maradana, in Colombo . . . . . Petitioner.

(1) Vidanelage Aileen Iris Druhan de Mel, (2) ditto Edna Clarice Gwendoline de Mel, (3) ditto Lita Estelle Felicia de Mel, (4) ditto Clarinda Trisette Dulce de Mel, (5) ditto Esmit Myrtle Claudah de Mel of 8, Gunasekera lane, Maradana, Colombo, minors, appearing by their guardian *ad litem* (6) Uduriappuwaduge Nelson Austin Fernando of Fern Hurst, Rajagiriya . . . . . Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 11, 1937, in the presence of Messrs. Pereira & Rustomjee, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 11, 1937, having been read:

It is ordered (a) that the 6th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st, 2nd, 3rd, 4th, and 5th 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 October 28, 1937, show sufficient cause to the satisfaction of the court to the contrary.

October 11, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Matilda Perera Wijewardena of Walana No. 8,187. in Panadure, deceased.

Don Charles Wijewardena of Maitland Crescent in Colombo . . . . . Petitioner.

(1) Emily Weerakoon of Wellayatta, Colombo, (2) Almira Jayatilake of Panadure, (3) Engaltina Welikala of Havelock Town, (4) Caroline Wijewardena of Panadure, (5) Don Edward Wijewardena of Rosmead place, Colombo, (6) Beela Batuwantudawa of Maitland Crescent, Colombo, (7) Rohita Batuwantudawa of Havelock Town in Colombo . . . . . Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 12, 1937, in the presence of Mr. N. J. S. Cooray, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 11, 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 her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 4, 1937, show sufficient cause to the satisfaction of the court to the contrary.

October 12, 1937.

M. W. H. DE SILVA,  
District Judge.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

33  
 Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Arthur William Bisset, formerly of the Passara Group, Passara, in the District of Badulla, in the Province of Uva, in the Island of Ceylon, sometime residing at 19, Gurney street, Stonehaven, Scotland, and late of Briarwood, 46, Arduthie road, Stonehaven, Scotland, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 15, 1937, in the presence of Messrs. J. J. & C. de Saram, Proctors, on the part of the petitioner, Will Hamilton Gourlay of Colombo; and (1) the affidavit of the said petitioner dated August 4, 1937, (2) the power of attorney dated June 18, 1937, and (3) the order of the Supreme Court dated July 28, 1937, having been read; It is ordered that the will of the said Arthur William Bisset, deceased, dated May 25, 1923, a certified copy of which under the Seal of the Commissary Court of Kincardineshire in Scotland 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 Will Hamilton Gourlay is the attorney in Ceylon of the proving executors named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

October 15, 1937.

M. W. H. DE SILVA,  
 District Judge.

In the District Court of Kalutara.

*Order Nisi.*

30  
 Testamentary Jurisdiction. In the Matter of the Estate of the late Sinna Lebbe Mariker Levena Marikar, deceased, of Gorakana, No. 2,762.

Levena Marikar Mohamed Khalid of Gorakana in Panadure ..... Petitioner.

(1) Ismail Lebbe Marikar Haniffa, (2) Levena Marikar Mohamed Haniffa, (3) Levena Marikar Mohamed Hasan, (4) Levena Marikar Mohamed Sadik, all of Gorakana ..... Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on April 30, 1937, in the presence of Mr. H. M. Saheed, Proctor, on the part of the petitioner, Levena Marikar Mohamed Khalid of Gorakana; and the affidavit of the said petitioner dated April 26, 1937, having been read:

It is ordered that the petitioner above named 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 or any other person or persons interested shall, on or before June 17, 1937, show sufficient cause to the satisfaction of this court to the contrary.

April 30, 1937.

W. SANSONI,  
 District Judge.

The above *Order Nisi* is extended for October 28, 1937.

W. SANSONI,  
 District Judge.

32  
 In the District Court of Kalutara.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late No. 2,779. Wijeratnamudiyanselage Don Thomas Andradi, deceased.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on August 31, 1937, in the presence of Mr. A. D. de Fonseka, Proctor, on the part of the petitioner, Wijeratne Mudiyanselage Don Marthinus Andradi of Alutgama; and the affidavit of the said petitioner dated August 31, 1937, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to him, as his son, unless the respondents—(1) Wijeratnemudiyanselage Dona Josaline Meraya Dias nee Andradi of Alutgama by herself and as guardian *ad litem* over 2nd and 3rd respondents, (2) Wijeratnamudiyanselage Don Herbert Lionel Andradi, and (3) Wijeratnamudiyanselage Dona Josaline Charlotte Andradi, both of Beruwala, minors, by their guardian *ad litem* the 1st respondent—or any other

person or persons interested shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 1st respondent be and she is appointed guardian *ad litem* over the said 2nd and 3rd respondents, who are minors, for all the purposes of this action, unless the respondents shall, on or before October 28, 1937, show sufficient cause to the satisfaction of this court to the contrary.

August 31, 1937.

W. SANSONI,  
 District Judge.

76  
 In the District Court of Kalutara.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Abraham Suria-aratchi Amarasekera, No. 2,781. minister of religion, deceased, of Parsonage, Matale.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on September 30, 1937, in the presence of Mr. J. K. Goonetilleke on the part of the petitioner, Margret Rosabel Emalia Amarasekera of Kalutara; and the affidavit of the said petitioner dated August 29, 1937, having been read: It is ordered that the will of Abraham Suria-aratchi Amarasekera, deceased, dated June 3, 1919, bearing No. 109, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before November 4, 1937, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said Margret Rosabel Emalia Amarasekera of Kalutara is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before November 4, 1937, show sufficient cause to the satisfaction of this court to the contrary.

September 30, 1937.

W. SANSONI,  
 District Judge.

In the District Court of Tangalla.

*Order Nisi.*

46  
 Testamentary In the Matter of the Intestate Estate of No. 1,260. Ekanayake Hatarasin Arachchige Dona Mariyana Hamine, late of Polommaruwa, deceased.

Don Davith Wickremesekera Rajapaksa, Police Officer of Polommaruwa ..... Petitioner.

(1) Wickremesekera Rajapaksa Hanhamine of Polommaruwa, (2) Wickremesekera Rajapaksa Dona Karline Hamine of Gogannar, (3) Wickremesekera Rajapaksa Charles of Polommaruwa, (4) Wickremesekera Rajapaksa Dona Ekanayake Hamine of Kapugama, (5) Don Juwanas Wickremesekera Rajapaksa of Wiraketiya, (6) Wijesiriwardhana Samarasinghe Hemawathie (minor), (7) Wijesiriwardhana Samarasinghe Pemachandra (minor), (8) Don Hendrick Wijesiriwardhana Samarasinghe, all of Beruwela ..... Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Tangalla, on June 18, 1937, in the presence of Mr. H. D. Ratnatunga, Proctor, on the part of the petitioner above named; and the affidavit of the above-named petitioner dated April 2, 1937, having been read:

It is ordered that the 8th respondent be appointed guardian *ad litem* over the 6th and 7th minor respondents, unless any person or persons interested shall, on or before July 22, 1937, show sufficient cause to the contrary.

It is further ordered that the petitioner be and he is hereby declared entitled to have letters of administration of the said estate issued to him, unless any person or persons interested shall, on or before July 22, 1937, show sufficient cause to the contrary.

R. R. SELVADURAI,  
 District Judge.

*Order Nisi* extended for August 30, 1937.

July 22, 1937.

*Order Nisi* extended for October 4, 1937.

August 30, 1937.

*Order Nisi* extended for November 4, 1937.

October 4, 1937.

W. OLEGASEGERAM,  
 District Judge.



31 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Sivapakkiam, wife of Vaithianathar  
No. 330. Saravanamuthu of Mathagal, late of  
Battu Pahat, deceased.

Vaithianathar Saravanamuthu of Mathagal, presently  
of Kluang, by his attorney Murugesar Vaithianathar  
of Mathagal ..... Petitioner.

Vs.

(1) Saravanamuthu Thianiksalam and (2) Murugesar  
Veluppillai Chettiar of Mathagal;  
1st respondent is a minor appearing by his guardian  
*ad litem* the 2nd respondent ..... Respondents.

THIS matter of the petition of Vaithianathar Saravana-  
muthu above named, praying for letters of administration  
to the estate of the above-named deceased, Sivapakkiam,  
wife of Vaithianathar Saravanamuthu, coming on for  
disposal before K. Kanagasabai, Esq., Acting District  
Judge, Jaffna, on December 2, 1936, in the presence of  
Mr. R. Candiah, Proctor, on the part of the petitioner; and  
the affidavit of the petitioner dated July 8, 1936, having  
been read: It is declared that the petitioner 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 January 25, 1937, show  
sufficient cause to the satisfaction of this court to the  
contrary.

C. COOMARASWAMY,  
District Judge.

Extended and reissued for October 25, 1937.

28 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Thangamuthu, widow of Sinnappu  
No. 426. Mathavar of Tholpuram, deceased.

Sinnathamby Arumugam of Tholpuram ..... Petitioner.

(1) Mathavar Gnanappirakasam above, (2) Sinnappapillai,  
(3) Mathavar Sivappirakasam, (4) Mathavar  
Arudpirakasam, (5) Mathavar Sivarajasingam, and  
(6) Poomithevy, daughter of Mathavar, all minors  
appearing by their guardian *ad litem* the 6th re-  
spondent, (7) Nedchumippillai, widow of Thambip-  
pillai of ditto, presently of Chulipuram ..... Respondents.

THIS matter coming on for disposal before C. Coomara-  
swamy, Esq., District Judge, Jaffna, on July 29, 1937,  
in the presence of Mr. R. Candiah, Proctor, on the part of  
the petitioner; and on reading the affidavit and petition of  
the petitioner:

It is ordered that the letters of administration be granted  
to the petitioner to the estate of the late Thangamuthu,  
widow of Sinnappu Mathavar of Tholpuram, unless the  
respondents shall appear before this court on September  
22, 1937, and show sufficient cause to the satisfaction of  
this court to the contrary.

C. COOMARASWAMY,  
District Judge.

September 20, 1937.  
Extended and reissued for October 25, 1937.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. No. 434. Mathurainayagam, widow of Thurai-  
appah of Kokkuvil, deceased.

Carthigesu Maruthaculasingham of Vannar-  
ponnai ..... Petitioner.

Vs.

(1) Thambiappah Elankaiyar Selvadurai of Vavuniya,  
(2) Chellammah, wife of Carthigesu Maruthakula-  
singham of Vannarponnai, (3) Sivagnanavally, widow  
of Thambiappah Elankaiyar Nadarajah of Uduvil,  
(4) Nagarajah Wijeyaratnam of Uduvil; 4th re-  
spondent a minor by his guardian the 3rd re-  
spondent ..... Respondents.

THIS matter coming on for disposal before C. Coomara-  
swamy, Esq., District Judge, Jaffna, on June 18, 1937, in

the presence of Mr. V. K. Gnanasundram, Proctor, on the  
part of the petitioner; and the affidavit of the petitioner  
having been read:

It is ordered that the petitioner be declared entitled to  
have letters of administration to the estate of the said  
intestate, as husband of the 2nd respondent, who is an heir,  
unless the respondents or any other person or persons inter-  
ested shall appear before this court on July 19, 1937, and state  
objection of sufficient cause to the contrary.

June 24, 1937.

Order Nisi extended for October 25, 1937.

C. COOMARASWAMY,  
District Judge.  
September 24, 1937.

30 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Kannamma, wife of Kanthiah Naga-  
No. 452. lingam of Mahiapiddy, deceased.

Kanthia Nagalingam of Suthumalai ..... Petitioner.

(1) Saraswathy, daughter of Nagalingam, (2) Soupak-  
kiyavathy, daughter of K. Nagalingam, (3) Mahesu,  
daughter of K. Nagalingam, (4) Parameswari,  
daughter of K. Nagalingam, (5) Kanthar Kanthiah,  
all of Suthumalai ..... 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. Coomarasamy, Esq., District Judge, on June 1,  
1937, in the presence of Mr. M. Vythialingam, Proctor, on  
the part of the petitioner; and the affidavit of the petitioner  
dated May 15, 1937, having been read: It is declared that  
the petitioner is the lawful husband of the said intestate  
and is entitled to have letters of administration to the  
estate of the said intestate issued to him, unless the re-  
spondents or any other person shall, on or before August 20,  
1937, show sufficient cause to the satisfaction of this court  
to the contrary.

July 17, 1937.

Time extended till October 29, 1937.

C. COOMARASWAMY,  
District Judge.

C. COOMARASWAMY,  
District Judge.

48 In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Murugesu Subramaniam of Chulipuram,  
No. 481. Jaffna, deceased.

Sinnammah, widow of Subramaniam of Chuli-  
puram ..... Petitioner.

(1) Murugesu Subramaniam of Chulipuram, (2) Makespary,  
daughter of Subramaniam of ditto, (3) Sivapakkiam,  
daughter of Subramaniam of ditto, (4) Sellam,  
daughter of Subramaniam of ditto, (5) Subramaniam  
Rajaratnam of ditto, (6) Subramaniam Nainar of  
ditto, (7) Pushpesvari, daughter of Subramaniam of  
ditto, (8) Kamalasarasvati, daughter of Subramaniam  
of ditto, (9) Thiraviyam, daughter of Subramaniam  
of ditto, and (10) Ratinam, daughter of Subramaniam  
of ditto; the 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, and  
10th respondents being minors appearing by their  
guardian *ad litem* the 1st respondent ..... Respondents.

THIS matter of the petition of Sinnammah, widow of  
Subramaniam of Chulipuram, the above-named petitioner,  
coming for disposal before C. Coomarasamy, Esq., District  
Judge, on August 2, 1937, in the presence of Mr. A. K.  
Navaratnam, Proctor, on the part of the petitioner; and  
the affidavit of the petitioner dated July 19, 1937, having  
been read:

It is ordered that the 1st respondent be appointed guardian *ad litem* over his minor nieces and nephews, the 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, and 10th respondents, for the purpose of acting on behalf of the said minors and of representing them in the testamentary proceedings to be had in respect of the estate of the late Murugesu Subramiam of Chulipuram.

And it is declared that the petitioner is the lawful widow of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before August 25, 1937, show sufficient cause to the satisfaction of this court to the contrary.

July 17, 1937.

C. COOMARASWAMY,  
District Judge.

Order *Nisi* extended for September 24.

C. COOMARASWAMY,  
District Judge.

Order *Nisi* extended for October 27.

C. COOMARASWAMY,  
District Judge.

31 / In the District Court of Jaffna.  
Order *Nisi*.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Saravanamuttu Sivappagasam No. 472. of Tellippalai East, deceased.

Annaledchumy, widow of Sivappagasam of Tellippalai East ..... Petitioner.

(1) Thanakasalam Duraisingham of Municipality, Colombo, (2) and wife, Selvaiahayak of Tellippalai East ..... Respondents.

THIS matter of the petition of the above-named petitioner, coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on July 29, 1937, in the presence of Mr. S. T. Nadarajah, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read :

It is ordered that letters of administration in respect of the estate of the above-named deceased be issued to the petitioner, unless the above-named respondents or any

other person shall, on or before August 20, 1937, show sufficient cause to the satisfaction of this court to the contrary.

July 29, 1937.

C. COOMARASWAMY,  
District Judge.

This Order *Nisi* is hereby extended to September 24, 1937.

C. COOMARASWAMY,  
District Judge.

This Order *Nisi* is hereby extended to October 29, 1937.

C. COOMARASWAMY,  
District Judge.

In the District Court of Chilaw.

Order *Nisi*.

33 / Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Warnakulasuriya Luveenu No. 2,194. Dabarera of Aluttota, deceased.

Warnakulasuriya Emerenchia Kurera of Aluttota ..... Petitioner.

Vs.

(1) Warnakulasuriya Sebastian Dabarera, (2) Warnakulasuriya Maria Dabarera, (3) Warnakulasuriya Costantinu Dabarera and (4) Warnakulasuriya Emerenchia Dabarera, all of Aluttota ..... Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Chilaw, on September 14, 1937, in the presence of Mr. Basil E. Pinto, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 13, 1937, having been read :

It is ordered that the 1st respondent above named be appointed guardian *ad litem* over the minors, the 3rd and 4th respondents above named, for the purpose of this application, and that the petitioner, as widow of the deceased above named, be and she is hereby declared entitled to have letters of administration to the estate of the said deceased, unless the said respondents or any other person or persons interested in the said estate shall, on or before October 11, 1937, show sufficient cause to the satisfaction of this court to the contrary.

September 14, 1937.

M. A. SAMARAKOON,  
District Judge.

Time for showing cause is extended to November 4, 1937.

October 18, 1937.

M. A. SAMARAKOON,  
District Judge.