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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. 26/37

No. 7 of 1903.

An Ordinance to repeal the Victoria Home for Incurables Incorporation Ordinance, 1903, and to make provision for matters incidental to such repeal.

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

Short title and date of operation.

1 This Ordinance may be cited as the Victoria Home (Dissolution) Ordinance, No. of 1937, and shall come into operation on such date as the Governor may appoint by Proclamation in the Gazette.

Repeal of Ordinance No. 7 of 1903 and Ordinance No. 13 of 1928.

2 On the appointed date, the Victoria Home for Incurables Incorporation Ordinance, 1903, (hereinafter referred to as "the principal Ordinance"), and the Victoria Home Amendment Ordinance, 1928, shall be repealed.

Dissolution of Victoria Home for Incurables.

3 On the appointed date, the body corporate constituted under the principal Ordinance by the name and style of "The Incorporated Victoria Home for Incurables" shall be dissolved.

Consequential and incidental provisions.

4 On and after the appointed date—

- (1) all the rights, powers, duties and functions of or belonging to, or vested in, the Victoria Home by or under the principal Ordinance at the time of its dissolution shall, subject to the provisions of this Ordinance, be transferred and belong to or be vested in the Government in direct succession to the Victoria Home; and the Government shall in all respects whatsoever be deemed to be the successor of the Victoria Home;
- (2) all property movable or immovable, vested in, or purchased, acquired, held or enjoyed by, or leased to, or placed at the disposal of, or in any other manner transferred to the Victoria Home by or under the principal Ordinance at the time of its dissolution shall be vested in or held by the Government, subject to any trust, charge, liability, reservation, servitude, or other encumbrance, and on the terms and conditions appertaining, attaching or applicable thereto at that time;
- (3) all deeds, documents and muniments of title belonging to the Victoria Home shall become and remain the property of the Government;
- (4) all moneys vested in, held by, or in the possession of the Victoria Home by or under the principal Ordinance at the time of its dissolution shall be vested in, and held by the Government; and all charges, contributions, fees or other sums of money due or payable to the Victoria Home at the time of its dissolution shall be deemed to be due and payable to the Government;
- (5) all debts, liabilities, obligations or contracts of the Victoria Home outstanding or subsisting at the time of its dissolution shall be deemed to be debts, liabilities, obligations or contracts of the Government;
- (6) all debentures, stock or other securities held by the Victoria Home at the time of its dissolution shall be deemed to be held by the Government;
- (7) all mortgages of movable or immovable property executed by or in favour of the Victoria Home and outstanding or subsisting at the time of its dissolution shall be deemed to be mortgages executed by or in favour of the Government;
- (8) all actions or other legal proceedings instituted or which might have been instituted by or against the Victoria Home at the time of its dissolution may, subject to the provisions of any other written law, be continued or instituted by or against the Government;
- (9) all decrees or orders made by any competent court in favour of, or against the Victoria Home prior to the appointed date shall be deemed to have been made in favour of, or against the Government;

(10) all officers and servants employed by the Victoria Home at the time of its dissolution shall, subject as hereinafter provided, be entitled to be transferred to the service of the Government on such terms and conditions as may be approved by the Governor :

Provided that nothing herein contained shall in any way affect or be deemed or construed to affect the right of the Government at any time to abolish the office or to discontinue or dispense with the services of any officer or servant so transferred.

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

“appointed date” means the date appointed by the Governor under section 1 ;

“Victoria Home” means “The Incorporated Victoria Home for Incurables”, a body corporate constituted under the principal Ordinance.

Objects and Reasons.

The object of this Bill is to repeal the Victoria Home for Incurables Incorporation Ordinance, 1903. Clause 3 provides for the dissolution of the Victoria Home and clause 4 makes provision for matters incidental to such dissolution.

Colombo, October 20, 1937.

W. A. DE SILVA,
Minister for Health.

MINUTE.

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

An Ordinance to prevent the treatment of venereal disease otherwise than by registered medical practitioners or specially authorised practitioners of indigenous medicine, and to control the supply of remedies therefor, and 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 :—

1 This Ordinance may be cited as the Venereal Disease Ordinance, No. of 1937.

Short title.

2 (1) In any part of Ceylon to which the provisions of this section apply, no person other than—

Prevention of treatment of venereal disease otherwise than by duly qualified or specially authorised persons.

(a) a registered medical practitioner ; or

(b) a practitioner of indigenous medicine who has been specially thereto authorised in writing by the Governor with the advice of the Executive Committee,

shall, for reward either direct or indirect, treat any person for venereal disease or prescribe any remedy therefor or give any advice in connection with the treatment thereof, whether the advice is given to the person treated or to any other person.

(2) The Governor may, with the advice of the Executive Committee, by Proclamation published in the Gazette, direct that the provisions of this section shall apply to the whole or any specified part of Ceylon.

3 (1) No person shall by advertisement or any public notice or announcement treat or offer to treat any person for venereal disease, or prescribe or offer to prescribe any remedy therefor, or offer to give or give any advice in connection with the treatment thereof.

Restriction on advertisements, &c.

(2) No person shall hold out or recommend to the public by any notice or advertisement, or by any written or printed papers or handbills, or by any label or words written or printed affixed to or delivered with, any packet, box, bottle, phial, or other inclosure containing the same, any pills, capsules, powders, lozenges, tinctures, potions, cordials, electuaries, plaisters, unguents, salves, ointments, drops, lotions, oils, spirits, medicated herbs and waters, chemical and officinal preparations whatsoever, to be used or applied externally or internally as medicines or medicaments for the prevention, cure, or relief of any venereal disease :

Provided that nothing in this section shall apply to any advertisement, notification, announcement, recommendation, or holding out made or published by any person with the

sanction in writing of the Executive Committee, or to any publication sent only to registered medical practitioners or to wholesale or retail chemists for the purposes of their business.

Penalties.

4 Any person who does any act in contravention of any of the provisions of this Ordinance shall be guilty of an offence and shall be liable to a fine not exceeding one hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

Interpretation.

5 In this Ordinance, unless the context otherwise requires—

“Executive Committee” means the Executive Committee of Health;

“indigenous medicine” includes the systems of medicine known as Ayurveda, Siddha and Unani;

“registered medical practitioner” means a person registered as a medical practitioner under the Medical Ordinance, 1927;

No. 26 of 1927.

“venereal disease” means syphilis, gonorrhoea or soft chancre and includes any complication of any such disease.

Objects and Reasons.

The object of this Bill, which is modelled on the provisions of the Venereal Diseases Act, 1917, (7 and 8 Geo. V., Ch. 21), is to prevent the treatment of venereal disease by persons other than registered medical practitioners and specially authorised practitioners of indigenous medicine. Clause 3 restricts the publication of advertisements which recommend the use or application of medicines for the prevention, cure or relief of venereal disease. The new law can, by Proclamation, be applied generally to the whole Island or to specified parts thereof.

The Ministry of Health,
Colombo, October 20, 1937.

W. A. DE SILVA,
Minister for Health.

MINUTE.

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

81/2/1 (S.B.)

An Ordinance further to amend the Naval and Military Goods (Exemption from Customs Duties) Ordinance, No. 3 of 1927.

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

Short title.

1 This Ordinance may be cited as the Naval and Military Goods (Exemption from Customs Duties) Amendment Ordinance, No. of 1937.

Amendment of section 2 of Ordinance No. 3 of 1927.

2 Section 2 of the Naval and Military Goods (Exemption from Customs Duties) Ordinance, No. 3 of 1927, is hereby amended in sub-section (1) thereof as follows:—

(1) in paragraph (a) of that sub-section—

(a) by the substitution for the words “Naval and Military” wherever they occur in that paragraph, of the words, “Naval, Military and Air”; and

(b) by the omission of the words “or the Royal Air Force in Ceylon” wherever they occur collectively in that paragraph;

(2) in paragraph (c) and in paragraph (d) of that sub-section by the substitution for the words “Naval and Military”, of the words “Naval, Military and Air”.

Objects and Reasons.

The object of this Bill is to amend section 2 of the Naval and Military Goods (Exemption from Customs Duties) Ordinance, No. 3 of 1927, as amended by Ordinance No. 17 of 1928, so as to add the Air Force to the units of the Forces of the Crown which are entitled to the privilege of exemption from customs duties in respect of articles imported or exported in the circumstances specified in that section.

Colombo, October 27, 1937.

H. J. HUXHAM,
Financial Secretary.

MINUTE.

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

81/10/2 (S.B.)

An Ordinance to amend the Heavy Oil Motor Vehicles Taxation Ordinance, No. 56 of 1935.

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

1 This Ordinance may be cited as the Heavy Oil Motor Vehicles Taxation (Amendment) Ordinance, No. of 1937, and shall come into operation on the first day of January, 1938.

Short title and date of operation.

2 The First Schedule to the Heavy Oil Motor Vehicles Taxation Ordinance, No. 56 of 1935, is hereby repealed and the following Schedule is substituted therefor :—

Repeal of First Schedule to Ordinance No. 56 of 1935 and substitution of a new Schedule therefor.

FIRST SCHEDULE.

(Section 2.)

Tax payable in respect of heavy oil motor vehicles.

| Description of Vehicle. | Tax (monthly rate), | |
|--|---------------------|----|
| | Rs. | c. |
| Where the tare of the heavy oil motor vehicle— | | |
| (a) does not exceed 1 ton | 63 | 25 |
| (b) exceeds 1 ton but does not exceed 1½ tons | 69 | 0 |
| (c) „ 1½ tons | 74 | 75 |
| (d) „ 2 „ | 80 | 50 |
| (e) „ 2½ „ | 86 | 25 |
| (f) „ 3 „ | 92 | 0 |
| (g) „ 3½ „ | 103 | 50 |
| (h) „ 4 „ | 115 | 0 |
| (i) „ 4½ „ | 126 | 50 |
| (j) „ 5 tons | 138 | 0 |

Objects and Reasons.

The object of this Bill is to repeal the First Schedule to the Heavy Oil Motor Vehicles Taxation Ordinance, No. 56 of 1935, and to substitute in its place a new Schedule containing revised rates of tax on diesel-engined vehicles.

2. The tax on diesel-engined vehicles was imposed in order to re-imburse the Government to the extent of the amount estimated to be lost to revenue by reason of the fact that such vehicles do not use petrol but gas oil and other oil on which no import duty is paid.

3. The increase in the import duty on petrol has necessitated a corresponding increase in the rates of tax set out in the First Schedule to the Ordinance in order to equalize the incidence of taxation. The revised rates set out in the proposed new Schedule represent an increase of 15 per cent. on the existing rates, an increase slightly less than the increase in the import duty on petrol from 65 cents to 75 cents a gallon.

Colombo, October 26, 1937.

H. J. HUXHAM,
Financial Secretary.

MINUTE.

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

An Ordinance to make supplementary provision for the Public Service for the financial year 1935-36.

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

1 This Ordinance may be cited as the Supplementary Appropriation (1935-36) Ordinance, No. of 1937.

Short title.

2 In addition to the sums declared by the Appropriation Ordinance, No. 27 of 1935, to be payable out of the revenue and other funds of the Island, the sums severally mentioned in the third column of the Schedule hereto and amounting to the sum of six million and four hundred and eighty-seven thousand and five hundred and ninety-five rupees and thirty-three cents are hereby declared to be payable out of the revenue of this Island for the service of the financial year

Supplementary Appropriation for the financial year 1935-36.

beginning on the first day of October, nineteen hundred and thirty-five, and ending on the thirtieth day of September, nineteen hundred and thirty-six, in respect of the several services respectively mentioned in the second column of that Schedule.

Sums payable out of the Revenue of the Island.

| I. Head of Estimates. | II. Service. | III. Sums declared payable. |
|-----------------------------|-------------------------------------|-----------------------------------|
| 7 .. | Clerical Service .. | .. 21,141 9 |
| 9 .. | Attorney-General .. | .. 531,222 10 |
| 11 .. | District Courts .. | .. 5,202 86 |
| 25 .. | Miscellaneous Services .. | .. 459,272 82 |
| 27A .. | Commissioner for Relief .. | .. 1,318,672 23 |
| 27B .. | Zoological Gardens .. | .. 34,898 49 |
| 46 .. | Commissioner of Local Government .. | .. 117,916 85 |
| 52 .. | Medical and Sanitary Services .. | .. 270,331 40 |
| 57 .. | Controller of Labour .. | .. 13,851 48 |
| 59 .. | Education .. | .. 576,946 45 |
| 60 .. | University College .. | .. 344 67 |
| 68 .. | Public Works Annually Recurrent .. | .. 299,201 73 |
| 72A .. | Railway Department .. | .. 2,838,593 16 |
| | | 6,487,595 33 |

Objects and Reasons.

This Bill makes supplementary provision for the Public Service of the Island for the financial year 1935-36.

No supplementary provision for the Ceylon Government Railway Services for the financial year 1935-36 is required.

D. B. JAYATILAKA,
Minister for Home Affairs,
and Leader of the State Council.

Colombo, October 27, 1937.

DISTRICT AND MINOR COURTS NOTICES.

Notice regarding Godunna Village Tribunal.

NOTICE is hereby given in terms of section 98 of Ordinance No. 9 of 1924, that, on and after January 1, 1938, the Dispensary building at Godunna in Wiyaluwa korale instead of Pallewela Dispensary building will, in addition to the Court-house at Taldena, be used by the President, Village Tribunals, Yatikinda-Wiyaluwa, for the trial of cases from Wiyaluwa division.

The Kachcheri,
Badulla, October 19, 1937.

M. L. D. CASPERSZ,
for Government Agent.

In the District Court of Colombo.

No. 5,110. In the matter of the insolvency of Oscar James Joseph of 175, Station road, Dehiwala.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 25, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
October 20, 1937. Secretary.

In the District Court of Colombo.

No. 5,111. In the matter of the insolvency of Conde-gamago Theadore Fernando of 175, Watarappola, Galkissa.

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 January 25, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
October 20, 1937. Secretary.

In the District Court of Colombo.

No. 5,150. In the matter of the insolvency of Don Alban Bruno Rajapaksa of Pugoda.

WHEREAS the above-named D. A. B. Rajapaksa has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. M. Fonseka of Panchikawatta road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said D. A. B. Rajapaksa insolvent accordingly; and that two public sittings of the court, to wit, on November 30, 1937, and on December 21, 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,
October 21, 1937. Secretary.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,106. In the matter of the insolvency of Pitipanagan Walter Fernando of 61/12, Fife road, Thimbrigasyaya.

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 January 18, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
October 20, 1937. Secretary.

In the District Court of Colombo.

No. 5,108. In the matter of the insolvency of Alexander Frederick Ernest Cole of 165, Etal 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 January 25, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
October 20, 1937. Secretary.

In the District Court of Colombo.

No. 5,151. In the matter of the insolvency of George Rienzie Gregory of 260, Skinner's road north, Kotahena.

WHEREAS the above-named G. R. Gregory has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. E. Perera of Galpotta street, Kotahena, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said G. R. Gregory insolvent accordingly; and that two public sittings of the court, to wit, on November 30, 1937, and on December 21, 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 ALVIS,
October 21, 1937. Secretary.

In the District Court of Kalutara.

No. 297. In the matter of the insolvency of Dadayakarage Martin Fernando of Uggalboda.

NOTICE is hereby given that a certificate of conformity of the 2nd class was issued to the above-named insolvent on October 25, 1937.

By order of court, B. J. ARASARATNAM,
Secretary.

In the District Court of Kalutara.

No. 300. In the matter of the insolvency of Bodiabaduge Andy Perera of Walana in Panadure.

WHEREAS Kurukulasuriyage Edmund Chandradasa of Walapola in Panadure has filed a declaration of insolvency, and a petition for the sequestration of the estate of Bodiabaduge Andy Perera of Walana in Panadure, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Bodiabaduge Andy Perera of Walana insolvent accordingly; and that two public sittings of the court, to wit, on December 17, 1937, and on January 21, 1938, 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, B. J. ARASARATNAM,
October 19, 1937. Secretary.

12 In the District Court of Jaffna.

Insolvency In the matter of the insolvency of A. Sceniar
Jurisdiction Thuraiappah of Vannarponnai North-east,
No. 155. insolvent.

(1) Nallathamby Pomiah and wife (2) Ponnepillai of Vannarponnai East. Petitioners.

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 November 9, 1937, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, J. N. CULANTHAIVALU,
October 26, 1937. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Louis Augustus Paulus Pieris of 71, Gregory's road, Colombo Plaintiff.
No. 5,922. 32.00 vs.

(1) Alpitigamage Gabriel Appu, (2) Alpitigamage Ungohamy, husband and wife, both of Pilankada, (3) Alpitigamage Punctihamy of Pilankada, (4) Kandaluwa Patirapogage John Sinno of Panawala, (5) Wirakkodiaratchige Chandrasekera of Madelgomuwa Defendants.

NOTICE is hereby given that on Monday, November 29, 1937, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 225 dated April 3, 1928, attested by C. H. de Silva of Colombo, Notary Public, and declared specially bound and executable under the decree dated May 4, 1937, and ordered to be sold by the order of court dated September 24, 1937, for the recovery of the sum of

Rs. 1,915 being principal and interest calculated up to August 31, 1936, together with further interest on Rs. 1,000 at 18 per cent. per annum from September 1, 1936, till the date of decree (May 4, 1937), and thereafter on the aggregate amount of the decree at 9 per cent. per annum till date of payment and costs of suit taxed at Rs. 282.38, viz. :—

1. At 3 p.m.—All that allotment of land marked lot A from and out of the land called Dombagahlanda, together with the buildings and plantations thereon, situated at Pilankada in the Meda pattu of Siyane korale in the District of Colombo, Western Province; and which said lot A is bounded on the north by the road from Tihariya to Radawana, on the east by Delgahlanda of P. Harmanis Appuhamy, on the south by the property of A. M. Pablis Appuhamy, and on the west by the properties of A. Gabriel Appu and P. Don Noris; containing in extent 5 acres 3 roods and 24 square perches as per figure of survey No. 3,110 dated May 6, 1927, and made by H. G. Dias, Licensed Surveyor, which said allotment of land the said obligors are entitled to under and by virtue of decree entered in partition case No. 18,031 of the District Court of Colombo and given under the hand of O. L. de Kretser, Esq., District Judge, on September 21, 1937.

2. At 3.30 p.m.—All that undivided $\frac{1}{4}$ part of an allotment of land called Gallindawatta, situated at Pilankada aforesaid; bounded on the east by the $\frac{1}{4}$ portion of Gallindawatta belonging to Kuruppu Achchi Kamburugodage Naide Hami, south by Polgampolagekumbura, west by the $\frac{2}{4}$ portion of Gallindawatta belonging to the heirs of Kuruppuachchi Kamburugodage Andris Appu or by the ditch and live fence, north by land formerly of the Crown and now purchased by Teliadde Patirage Ungappu and others; containing in extent about 6 acres which said premises have been held and possessed by the said Alpitigamage Gabriel Appu under and by virtue of deed of gift No. 10,334 dated May 13, 1891.

Together with all rights, privileges, easements, servitudes, and appurtenances whatsoever to the said respective premises belonging or in anywise appertaining or used or enjoyed therewith or reputed or known as part and parcel thereof and all the estate, right, title, interest, property, claim, and demand whatsoever of the defendants in, to, out of, or upon the said respective premises.

Prior registration E 143/385, 107/33, Colombo.

Fiscal's Office,
Colombo, October 27, 1937.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Colombo.

Muthu Kana Layna Muthucaruppen Chettiar of 95, Sea street, Colombo Plaintiff.
No. 7,115. 66 vs.

(1) Samsi Lebbe Amma Umma, wife of Ismail Lebbe Marikar Mohamadu Edris, (2) Ismail Lebbe Marikar Mohamadu Edris, both of Rajasinghe road, (3) Samsi Lebbe Mohideen of Nelson place, (4) M. S. Mohamed Zakariya of 1, Rajasinghe road, Wellawatta, all in Colombo. 32.00 Defendants.

NOTICE is hereby given that on Wednesday, December 1, 1937, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 3,748 dated September 23, 1933, and attested by S. Somasundaram, Notary Public of Colombo, for the recovery of the sum of Rs. 2,347, with interest on Rs. 2,000 at 18 per centum per annum from June 26, 1937, till August 23, 1937, and thereafter on the aggregate amount at 9 per centum per annum limited to 2 years till payment in full, whichever is shorter, viz. :—

1. At 4 p.m.—All that divided western half part marked lot A in the plan marked A dated December 8, 1910, made by Lawrence de Silva, Licensed Registered Surveyor, with the buildings standing thereon of and in all that land and premises bearing assessment No. 77, and presently bearing assessment Nos. 222 and 224, situated at Old Moor street, within the Municipality and in the District of Colombo, Western Province; and which said divided western half part is bounded on the north by Old Moor street, on the east by the other half of the same premises No. 77, on the south by the premises No. 52 of I. L. M. H. Mohideen Hadjiar, and on the west by the premises No. 78 of Packeer Tamby Meera Lebbe; containing in extent 5 $\frac{95}{100}$ perches.

2. At 4.15 p.m.—An undivided $\frac{1}{4}$ part of a divided half part or share of and in all that allotment of land with the buildings standing thereon bearing assessment No. 77 and presently bearing assessment Nos. 222 and 224, situated at Old Moor street, within the San Sebastian ward of the Municipality and District of Colombo aforesaid; and which said divided $\frac{1}{4}$ share is bounded on the north by the Old Moor

street, on the east by the property bearing assessment No. 76 of Mohamado Tamby Sesma Lebbe, on the south by the property of I. L. M. H. Mohideen Hadjar, and on the west by the other divided $\frac{1}{2}$ share of the same property of Samsi Lebbe Amina Umma, wife of I. L. M. Ithroos; containing in extent 5.95 perches according to plan No. 1,472 dated June 9, 1919, made by J. H. W. Smith, Fiscal's Licensed Surveyor, and which said divided western $\frac{1}{2}$ part and the undivided $\frac{1}{4}$ part of the other divided $\frac{1}{2}$ part have been held by the 1st and 3rd defendants in lieu of the undivided $\frac{1}{2}$ part or share belonging to the said defendants in and out of the entirety of the said premises, to wit:—

All that allotment of land with the buildings thereon bearing assessment No. 77 and presently bearing assessment Nos. 222 and 224, situate at Old Moor street, within the Municipality and District of Colombo aforesaid; bounded on the north by Old Moor street, on the east by the property bearing assessment No. 76 belonging to Mohamado Tamby Sesma Lebbe, on the south by the property of I. L. M. H. Mohideen Hadjar, and on the west by the property bearing assessment No. 78 belonging to Packeer Tamby Meera Lebbe; containing in extent 11 $\frac{89}{100}$ perches.

Prior registration Colombo A 239/250, 222/19.

Fiscal's Office,
Colombo, October 27, 1937.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Colombo.

(1) Clarice Cecilia Margaret de Silva Seneviratne (dead) and her husband (2) Paul Melius de Silva Seneviratne of Montrose, Wasala road, Kotahena, Colombo, for himself and as executor of last will and testament of 1st plaintiff, deceased Plaintiffs.

No. 46,883. Vs.

Sollamuttu Kandasamy of 22/5, Shoe road Colombo Defendant.

NOTICE is hereby given that on Tuesday, November 30, 1937, at 4 p.m., will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 1539 dated April 29, 1922, attested by C. M. Britto 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 September 10, 1937, for the recovery of the sum of Rs. 3,956.25, with further interest on Rs. 2,000 at 15 per cent. per annum from November 6, 1931, till December 14, 1931, and thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till payment in full, less Rs. 1,475, viz.:—

All that house and ground bearing assessment No. 156/34A, situated at Shoemaker's lane in the Jampettah street, presently bearing assessment No. 28, Shoe road, within the Municipality and District of Colombo, Western Province; bounded on the north by the other portion of the same property hereinafter described on the east by the garden of Baron Singho, on the south by the house and ground of Justina Perera, and on the west by Shoemaker's lane, Jampettah street; containing in extent about 9.48 perches being the southern portion of all that remaining $\frac{3}{4}$ part of a garden and buildings bearing assessment No. 34, situated at Shoemaker's lane, Jampettah street aforesaid; bounded on the north by the other part of the said ground sold to P. S. Sithambalam Pulle, on the east by the garden of Baron Singho, and on the south by the house and ground of Justina Perera, and on the west by Shoemaker's lane, Jampettah street; containing in extent 15 $\frac{43}{100}$ perches or thereabouts, together with all and singular the rights, easements, and appurtenances thereof and all the right, title, interest, claim, and demand whatsoever of the said defendant.

Prior registration A 143/117, Colombo.

Fiscal's Office,
Colombo, October 27, 1937.

C. EMMANUEL,
Deputy Fiscal.

In the District Court of Negombo.

T. M. R. M. Vellayan Chettiar of Negombo Plaintiff.
No. 5,530. Vs.

(1) Aratchige Maria Nona Fernando and husband (2) Senadrige Don George Jayawardana, both of Weligampitiya Defendants.

NOTICE is hereby given that on Wednesday, November 24, 1937, commencing at 4.30 p.m. 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, viz.:—

1. The undivided $\frac{1}{56}$ share of Wetakeiyagahakumbura Bakmeegahakumbura, situated at Delatura in Ragam

pattu of the Alutkuru korale in the District of Colombo, Western Province; and bounded on the north by the road leading from Pamunugama, east by the Kudadore-ela, south by the boundary dam of Deigahakumbura, and west by the lands of Kurunage Peduru Perera and others; containing in extent about 33 acres; and registered under B 146/102.

2. The undivided $\frac{1}{2}$ share of Bakmeegahakumbura *alias* Wetakeiyagahakumbura, situated at Delatura aforesaid; bounded on the north by road leading from Pamunugama, east by Kapapu-ela *alias* Mahadora-ela, south by the boundary dam of the same field, west by the lands of Kurunage Migel Perera and other; containing in extent about 20 acres; and registered under B 188/226.

3. All that undivided block of 6 acres 2 roods and 27 perches of and from Bakmeegahakumbura *alias* Wetakeiyagahakumbura of the extent of 16 acres and a further undivided $\frac{2}{56}$ part or share thereof, situated at Delatura aforesaid; bounded on the north by road leading from Pamunugama, east by Kapapu-ela, south by the boundary dam of the same field, west by the boundary limit of the lands of K. Migel Perera and others; and registered under B 188/227.

4. An allotment of the land called and known as Hanadewela or Delgahawatta or Elabodakumbura, situated at Kanuwana or Delatura aforesaid; bounded on the north by the land of Jayakodiarchigo Juwan Appu, east by the new canal, south by the Radagewatta or kumbura, west by the portion of Jayakodiarchigo Abraham Appu; containing in extent 20 acres and 24 perches; and registered under B 82/393.

Amount to be levied Rs. 1,400, with interest on Rs. 1,000 at 24 per cent. per annum from June 11, 1931, till April 29, 1932, and thereafter on the aggregate at 9 per cent. per annum till payment, and Rs. 331.20 costs of suit, less the sums of Rs. 760 recovered on February 12, 1934, Rs. 40 on July 12, 1934, and Rs. 950 on June 1, 1937.

Deputy Fiscal's Office,
Negombo, October 21, 1937.

A. W. ROSA,
Deputy Fiscal.

30 In the District Court of Kalutara.

In the matter of the estate of Waduge Arnolis Fernando, deceased, of Nalluruwa.

Waduge Regina Fernando, wife of Colombapatabendige Lewis Perera of Kehelwatta (administratrix) Petitioner.

No. 2,318. Vs.

(1) Waduge Carlina Fernando, wife of Kammalapatatabendige Pedrick Samuel Fernando of Kehelwatta and others Defendants.

NOTICE is hereby given that on Monday, November 29, 1937, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said estate in the following property for the recovery of Rs. 350.05, viz.:—

The soil, trees, plantations, and buildings standing thereon of the lands called Karandagahawatta and Kottambagahawatta, situated at Nalluruwa in Talpiti badda of the Panadure totamune in the District of Kalutara, Western Province; and bounded on the north by the portion of Karandagahawatta belonging to Joseph Perera and portion of Kottambagahawatta belonging to Waduge Francis Fernando, east by portion of Kottambagahawatta belonging to Warsahennedige Bastian Fernando, south by the portion of Karandagahawatta and portion of Kottambagahawatta belonging to Warsahennedige Juwanis Fernando, and west by the ditch of the road leading from Colombo to Calle; and containing in extent 10 perches; and registered under title B 189/66.

Deputy Fiscal's Office,
Kalutara, October 25, 1937.

H. SAMERESINGHA,
Deputy Fiscal.

31 In the District Court of Kalutara.

(1) Gamaetige Salmon Appuhamy, (2) Gamaetige Suwaneris Appuhamy, (3) Gamaetige Amadoris Appuhamy, all of Mahakalupahana Plaintiffs.

No. 12,806. Vs.

(60) W. N. Goonewardena of Padugama Group, Matugama Defendant.

NOTICE is hereby given that on Thursday, December 2, 1937, at 3.30 in the afternoon, will be sold by public auction at the premises in the following property for the recovery of Rs. 332.36, viz.:—


The right, title, and interest of the 2nd and 3rd plaintiffs in and to the land called Yalawitawatta, situated at Mahakalupahana in Mahapattu South of Pasdun korale east in the District of Kalutara, Western Province; and

bounded on the north by Gansabhawa road, east by Heenpanliaddakumbura and Nambawagura, south by Ratmallawekumbura and Kabaragahakumbura, and on the west by Udavagurekumbura and Udakumbura; and containing in extent 25 acres or otherwise bounded on the north by cart road and Potuketiyawatta, east by Yalawitakumbura, Puhuwala-ela, Kadurugahaeliassa, and Ratmalawakumbura, south by Ratmalawakumbura, Rukattanagaha-arawenanawala *alias* Kajugahaowita, and west by Medagankumbura, Godakumbura, Udakumbura, and Gedarakumbura; and containing in extent 26 acres and 25 perches according to survey plan No. 5,056 dated August 12 and 13, 1926, and made by Mr. H. O. Seharen-guivel, Licensed Surveyor, and filed of record in this case.

Deputy Fiscal's Office,
Kalutara, October 26, 1937.

H. SAMERESINGHA,
Deputy Fiscal.

In the Police Court of Kalutara.

The King Plaintiff.
No. 24,264. Vs. 

(1) Gulactambage Pedrick Appu of Kalutara South,
(2) Salpadorange Datin Silva of Kalutara South: Sureties.

NOTICE is hereby given that on Tuesday, 29 November 23, 1937, commencing 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 sureties in the following property for the recovery of Rs. 1,000, viz.:—

1. Undivided $\frac{1}{2}$ share of the trees and everything else standing thereon, and of the buildings of the land called Kitulawatta, situated at Palatota in Kalutara badda of the Kalutara totamune in the District of Kalutara, Western Province; and bounded on the north by Goonetillekewatta, east by Crown land, south by Kitulawekumbura, and on the west by the land belonging to Mr. Ebert; and containing in extent about 6 acres.

2. Undivided $\frac{5}{24}$ and $\frac{5}{96}$ shares of the soil and trees of the land called Mestriyawatta, situated at Palatota aforesaid; and bounded on the north by Walakadawatta Paulaowita, east by Walakadawatta and Jokongewatta, south by Tappakotuwa and field, and on the west by Potukumbura and Dawatagahakumbura; and containing in extent about 4 acres and 2 roods.

3. Undivided $\frac{1}{2}$ share of all the trees and of the buildings bearing assessment Nos. 15 and 15¹ standing thereon of the land called Gangaboda Theerebimirawella or presently called Totawatta, situated at Welapura Kalutara in Kalutara badda of the Kalutara totamune in the District of Kalutara, Western Province; and bounded on the north-east by a portion of this land belonging to Walathara-acharige Maththeshamy, south-east by cart road, south-west by a portion of this land belonging to Chintha, north-west by Kaluganga; and containing in extent 14 perches as per plan No. 965 dated March 7, 1874, and made by D. T. Wijeratne, Surveyor.

Deputy Fiscal's Office,
Kalutara, October 25, 1937.

H. SAMERESINGHA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Ratnayake Mudiyanseelage Dingiri Banda of Makuruppe in Kohoke korale of Uda Hewaheta Plaintiff.

No. 47,893. Vs. 

Mrs. D. W. Abeygoonesekera of School lane, Kollupitiya, legal representative of the estate of Don William Abeygoonesekera Karunaratne Dissanayake, deceased. Defendant.

NOTICE is hereby given that on Saturday, November 20, 1937, at 2 p.m., will be sold by public auction the following property mortgaged with the plaintiff's bond No. 6,106 dated January 14, 1933, and attested by H. A. C. Wickramaratne 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 August 28, 1937, for the recovery of the sum of Rs. 1,233.75 with further interest on Rs. 750 at 15 cents per Rs. 10 per month from September 2, 1936, to February 10, 1937, and thereafter legal interest on the aggregate amount till payment in full and costs and poundage, viz.:—

Undivided $\frac{7}{9}$ th parts or shares out of all that allotment of land called Bumaneyaya of 10 acres 3 roods and 28

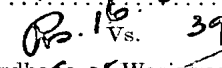
perches in extent, situate at Mailapitiya in Hewawisse korale of Lower Hewaheta in the District of Kandy, Central Province; and bounded on the east by the boundary of the land that belonged to Basnayake, south by the boundary of the land that belonged to Don Carolis Appuhamy, west by the fence of Munwattekumbura-ela and high road, and north by the boundary of the Crown land, together with the buildings, plantations, and everything thereon, registered in G 120/204 Kandy, and all the right, title, interest, and claim whatsoever of the defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

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

H. C. WILLESINHA,
Deputy Fiscal.

In the District Court of Kandy.

(1) Rawanna Kana Nana Nawanna Narayanan Chettiar, (2) Kana Nana Nalla Caruppen Chettiar, by his attorney Suna Pana Vanchinada Pillai of Matala Plaintiffs.

No. 47,594. Vs. 

Idangedera Siriwardhana Wariyapola of Medasiya-pattu of Matala Defendant.

NOTICE is hereby given that on Thursday, November 25, 1937, commencing at 1 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 Rs. 1,118.80, with further interest on Rs. 970 at 15 cents per Rs. 10 per month from May 19, 1936, till July 23, 1936, and thereafter legal interest on the aggregate amount, to wit, Rs. 1,202.80 and interest due in respect of mortgage bond No. 12,904 dated January 18, 1935, and attested by Mr. S. W. Wijetilaka of Matala, Notary Public, from July 23, 1936, till payment in full and poundage, viz.:—

1. All that allotment of land called and known as Nagahamulawatta, containing in extent 2 roods and 30 perches, situate at Wariyapola in Medasiya pattu of Matala South in the District of Matala, Central Province; and bounded on the east by the high road to Elkaduwa, south by Udagederahena and Vel-Vidane's hena, west by weta-roda, and on the north by the limit of a portion of this land belonging to Tikirala, together with the tiled houses, plantations, and everything thereon; registered in B 39/163.

Deputy Fiscal's Office,
Matala, October 26, 1937.

H. E. TENNEKOON,
Additional Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Ediriweera Patabendige Babyiona of Dondra .. Plaintiff.

No. 11,216. Vs. 

(1) Sellaheewage Bastian Silva of Dondra and others Defendants.

NOTICE is hereby given that on Monday, November 22, 1937, commencing at 2 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 a sum of Rs. 1,185.16, with legal interest on Rs. 1,171.96 from August 26, 1937, till payment in full, viz.:—

1. All that the soil and trees, together with the buildings thereon, of the land called Dombagahakoratuwa *alias* Sittaragewatta, situated at Dondra in Wellaboda pattu of Matara District, Southern Province; and bounded on the north by Sittaragewatta and Paiyagalagewatta, east by Medakoratuwa *alias* Arachchigewatta, south by Siyambalagahakoratuwa and Polambagaharuppa *alias* Koparagewatta, and on the west by Saropadinechhiwatta *alias* Badalgewatta; and containing in extent 1 rood and 20 perches; and registered in B 183/216.

2. All those undivided $\frac{7}{24}$ parts or shares of the soil and trees, together with an undivided one half part of the planter's half share of the 2nd and 3rd plantations and an undivided one half part of the tiled of 11 cubits and of the thatched house of 7 cubits and of the latrine thereon of the contiguous lands called Pelawatta and Kunukaluwegewatta, situated at Dondra aforesaid; and bounded on the north by lane and the fence of Batagodagewatta, east by

Iriweregawatta and Unagaskoratuwa, south by Hingurewatta and Balappupadinchiwatta, and on the west by lane and Kopiwatta; and containing in extent about 1 acre; and registered in B 179/154.

3. All that the soil and trees of the land called Kekirigewatta, situated at Dondra aforesaid; and bounded on the north by lane, east by Pettahitiyawatta, south by Batagodagewatta, and on the west by Wesamunigewatta; and containing in extent about 3 roods; and registered in B 182/84.

4. All that the soil and trees of the land called Pawulawatta *alias* Indimullewatta, situated at Dondra aforesaid; and bounded on the north by Pawulawatta, east by sea-beach, south by Lunuwatta and Kowilawatta, and on the west by Koparagewatta and Mudukkuwa; and containing in extent about 2 roods; and registered in B 86/323.

5. All those undivided 21/96 shares or parts of the soil and trees, together with the undivided 1/12 part of the planter's $\frac{1}{2}$ share of the 3rd plantation and an undivided $\frac{1}{4}$ part of the tiled house of 11 cubits thereon of the land called Punchihunnawatta, situated at Dondra aforesaid; and bounded on the north by lane, east by Mahahunnawatta, south by Arachchigewatta, and on the west by Paiyalagewatta, Pelakoratuwa, Pinkella, and Padiabara-padinchiwahitiyawatta; and containing in extent about 4 acres; and registered in B 206/104.

6. All that the soil and trees of the divided lot B of the land called Helambagahawattakoratuwa, situated at Dondra aforesaid; and bounded on the north by Handunigewatta, east by lot A of the same land, south by Dangahakoratuwa, and on the west by Miriswatta; and containing in extent 1 rood and 39.17 perches; and registered in B 210/42.

7. All that the soil and trees of the land called the northern half portion of Pawulakoratuwa, situated at Dondra aforesaid; and bounded on the north by Arachchigewatta, east by Kaisawella seabeach, south by a portion of the same land, and on the west by Galketiyyawatta and Mudukkuwa and Babapadinchiwasitiyawatta; and containing in extent north to south 104 feet and east to west 132 feet; and registered in B 201/238.

8. All that undivided $\frac{1}{2}$ part or share of the soil and trees of the land called Iswaragewatta, situated at Dondra aforesaid; and bounded on the north by Unagahakoratuwa *alias* Pettara, east by Olokkuwa, south by Hiriburewatta, and on the west by Kunukaluwegawatta *alias* Pelawatta; and containing in extent about half an acre; and registered in B 197/110.

Deputy Fiscal's Office,
Matara, October 25, 1937.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal.

In the District Court of Matara.

Aliya Marikkar Mohammodu Idroos of Dickwella. Plaintiff.

No. 11,989.

Vs.

Mohammodu Cassim Barakath Umma of Dickwella. Defendant.

NOTICE is hereby given that on Saturday, November 20, 1937, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of Rs. 2,500, with legal interest thereon from September 3, 1937, till payment in full and costs of suit and poundage, viz. :—

At Mandaduwa.

(1) All that undivided $\frac{1}{2}$ share of the soil and of the plantations of the land called Tanayamwattedakunukebella *alias* Bogahawatta; containing in extent about 7 acres, situated at Mandaduwa in West Giruwa pattu of the Hambantota District; and bounded on the north by Alfred Jayawardana Mudalitumata Aiti Tanayamwatta and Galagamaralage Don Hendrick Vidana Arachchi Mahatmayata Aiti Idama, east by road leading to Gonadeniya, south by reservation along the ela, and west by Udukiriwila-weva.

(2) All that undivided $\frac{1}{2}$ share of the soil and the five boutique rooms built by Omaru Saibu Mohammodu Ibrahim and the boutique room built by Ossan Saibu Mohammodu Cassim standing thereon of the land called Galpalahena, containing in extent 7 acres 1 rood and 34 perches, situated at Mandaduwa aforesaid; and bounded on the north, east, and south by Crown land and Abakolawewatayanapara, and west by Itirikaratibinadama.

Deputy Fiscal's Office,
Tangalla, October 21, 1937.

P. D. WEERAMAN,
Additional Deputy Fiscal.

North-Western Province.

In the District Court of Negombo.

Seena Thana Kana Nana Sana Rawanna Mana Ramaden Chettiar, by his attorney Seena Thana Kana Nana Sana Suna Pana Kannappa Chettiar of Negombo. Plaintiff.

No. 4,256.

Vs.

Tennakon Aratchige Podisingho Appuhamy of Dunakkadeniya. Defendant.

NOTICE is hereby given that on Tuesday, November 23, 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 defendant in the following property for the recovery of the sum of Rs. 682.15, with interest on Rs. 500 at the rate of 30 per cent. per annum from March 24, 1930, till June 16, 1930, and thereafter at the rate of 9 per cent. per annum till payment in full and poundage, viz. :—

A. The land called Kahatagahawatta bearing No. W 693 appearing in plan No. 238,444 dated October 18, 1906, situated at Dunakkadeniya in Katugampola korale of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the portion of lands bearing S 264 and L 693 appearing in original plan No. 1,597, east by the land claimed by the natives, south by the portion of land bearing C 694 appearing in original plan No. 1,597, and on the west by the portion of land bearing A 694 appearing in the said original plan; containing in extent 12 acres 1 rood and 24 perches of which land the divided portion of land in extent 1 acre and 4 perches.

B. The land called Kongahamulawatta appearing in plan No. 299,220 dated December 20, 1913, situated at Dunakkadeniya aforesaid; and bounded on the north by the road, east by the land claimed by the natives, south by the land appearing in plan No. 238,444, and on the west by the lands appearing in plan No. 238,413; containing in extent 4 acres 2 roods and 8 perches of which land the divided portion of ground sufficient for planting 175 coconut trees.

C. The land called Horagahamulamukalana, situated at Dunakkadeniya aforesaid; and bounded on the north by the portion of land bearing L 693 appearing in original plan No. 1,597, east by the portions of lands L 693 and W 693 appearing in the said original plan, south by the portion of land W 693 appearing in the said original plan, and west by the portion of lands bearing W 693, A 694, and V 693 appearing in the said original plan; containing in extent 17 acres 1 rood and 37 perches of which land ground sufficient for planting 25 coconut trees, the said three portions of lands described under headings A, B, and C are contiguous to each other as described one property and bounded on the north by the Gansabhawa road, east by the agara belonging to Kiriya and others, south by the portion belonging to Puchi Nona, and on the west by the land of P. A. Peiris Appuhamy; containing in extent within these boundaries about 4 $\frac{1}{2}$ acres, and registered C 489/89.

(2) The four contiguous portions of lands called Maragahawatta appearing in plan No. 257,865 dated October 5, 1908, the field called Maragahakumbura appearing in plan No. 257,864, the field called Divulgahamulapillewa appearing in plan No. 257,957 and the field called Maragahakumbura appearing in plan No. 266,532, which said four portions now a high land, situated at Dunakkadeniya aforesaid; and bounded on the north by the land appearing in plan No. 238,409, east by the Gansabhawa road and land of Suddappu, south by the field belonging to Arnelis Appu and Guruhamy, and west by land of Juan Appu and others; containing in extent 4 acres 3 roods and 17 perches, of which land the divided portion which is situated at Dunakkadeniya aforesaid is bounded on the north by the land of Arnelis Appu and Guruhamy and land appearing in plan No. 238,409, east by the fence separating the remaining portion of this land, south by the Gansabhawa road, and west by the field (wela); containing in extent within these boundaries 1 acre and 1 rood and together with the buildings and plantations standing thereon and registered under C 489/90.

Fiscal's Office,
Kurunegala, October 25, 1937.

R. S. GOONESEKERA,
Deputy Fiscal.

In the District Court of Kurunegala.

M. B. Samaranyake of Wilgoda. Plaintiff.

No. 17,895.

Vs.

Gannorudewage John Fernando of Illukwehera in Hetahaye korale. Defendant.

NOTICE is hereby given that on Saturday, November 27, 1937, commencing from the 1st land at 10 o'clock in the

forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 744.41 and interest thereon at 9 per cent. per annum from October 14, 1935, till payment in full and poundage, viz. :—

1. An undivided $\frac{1}{2}$ share of Rukgahakumbura of 2 pelas paddy sowing extent or 3 roods and 17 perches, situate at Ampewela in Ihalawisideke korale of Hiriyala hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Hitinawatta, east by field of Appuhamy, ex Arachchi, south by Paluwattawela, and west by limitary ridge of the field of Bandirala Vedarala; and registered in B 146/259.

2. All that field called Lindakumbura of 2 pelas and 5 lahas paddy sowing in extent, situate at Polgolla in Ihalawisideke korale aforesaid; and bounded on the east by Dambulla road, south by field of Bandirala, west by Malhamigekumbura, and north by Werellawatta; registered in B 104/197.

3. Pallahayawelahaena, the garden of 6 lahas kurakkan sowing extent, situate at Ipalawa in Ihalawisideke korale aforesaid; and bounded on the north by village limit, east and south by chena of Ariya and others, west by Dambulla road, together with the buildings, plantations, and everything standing thereon; and registered in B 112/162.

4. An undivided $\frac{1}{2}$ share of Bogahawalagaala of 5 lahas kurakkan sowing extent, and its adjoining Talgahamulahaena of 6 lahas kurakkan sowing extent, situate at Udatammita in Ihalawisideke korale aforesaid; and bounded on the east by kanda, south by the fence of the chena of Dingiri Menika and gaala, west by welroda, and north by Polgolleganama, together with the plantations and buildings thereon; registered in B 151/180.

5. All that land called Bogahakotuwekumbura of 6 pelas paddy sowing extent, situate at Udatammita aforesaid; and bounded on the north by fence of the field of Appuhamy Arachchi and others, east by Bulugahawatta south by fence of the field of Balahamy and others, west by limitary ridge of Meegahakumbura; B 112/252.

6. An undivided $\frac{1}{2}$ share of Dambagollekumbura of 15 lahas paddy sowing and its adjoining gaala of 1 $\frac{1}{2}$ seers kurakkan sowing extent, situate at Udatammita aforesaid; and bounded on the east and south by fence of the gaala of Ukkurula Vidane and others, west by field of Bandirala, north by field of Dingiri Appu and others; B 62/116.

7. All that field called Udatammitawelakumbura of about 1 pela paddy sowing extent, situate at Udatammita aforesaid; and bounded on the east by limitary ridge of the field of Ranmanika and limitary ridge of the field of Dammapala Unnanse, south and west by limitary ridge of the field of Menika Henaya, north by limitary ridge of the field of Ukkumenika; B 140/74.

8. All that field called Udatammitawelegodakumbura of 5 pelas paddy sowing extent, situate at Udatammita aforesaid; and bounded on the east by limitary ridge of the field of Appuhamy, south by field of Bandi Vidane and Bulupitiekumbura of Dammapala Unnanse, west by limitary ridge of the field of Ukkurula, north by limitary ridge of the field of Appuhamy; B 140/75.

9. All that field called Gallenamullekumbura of 1 pela paddy sowing extent, situate at Udatammita aforesaid; and bounded on the east and south by limitary ridge of the field of Ukkurula and limitary ridge of the field of Polgahangoda Upasakarala, west by limitary ridge of the field of Punched Banda, north by limitary ridge of the field of Sunanda Unnanse.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, October 25, 1937. Deputy Fiscal.

31 In the District Court of Kurunegala.

(1) K. M. P. R. Kumarappa Chettiar, (2) K. M. P. R. Periya Caruppon Chettiar, by their attorney Veyanna Rana Balakristna Ravuth of Kurunegala Plaintiff.

No. 15,434.

(2) J. D. Margaret Mary of Bopitiya, Pamunugama Defendant.

NOTICE is hereby given that on Monday, November 22, 1937, at 4.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 3,352.20, with interest on Rs. 2,220 at 30 per cent. per annum from October 18, 1930, to April 17, 1931, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and poundage, viz. :—

The land called Werellagolla estate being lot A of 50 acres in extent, situated at Mohottawa and Udagama in Mahagalboda Megoda korale of Weudawili hatpattu in the

District of Kurunegala, North-Western Province; and bounded on the north by the garden of Mrs. Corea, land of Ranbanda and Gansabhawa road for a portion of this land towards the garden of Mrs. Corea, east by pillawa, and land of Ukkurula and land of Alfred Silva, south by lot B of Werellagollewatta allotted to Dona Mary Bernard and Alfred Silva, west by the land of Horatala (exclusive of the Gansabhawa road to Wellawa), together with the houses, buildings and plantations, trees and everything standing thereon; and registered in A 378/21, 22 and 23.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, October 25, 1937. Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.
Absolute or Discharging Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament of the late Ilandaridewa Umaris de Silva of Seenigama, deceased.

THIS matter coming on for final determination before M. W. H. de Silva, Esq., District Judge, Colombo, on October 1, 1937, in the presence of Mr. Advocate Choksy with Mr. Advocate Colvin R. de Silva instructed by Mr. E. O. F. de Silva, Proctor for the petitioner, Murukkuwadura Don Simon de Silva Wijewardene, and Mr. Advocate M. T. de S. Amerasekera with Mr. Advocate Kumarakulasingham, instructed by Mr. P. B. de Silva for the 1st to 3rd respondents in case No. 7,898, and the parties having come to a settlement:

It is ordered that the last will of Ilandaridewa Umaris de Silva be and the same is hereby declared proved, and that the said order be made absolute and that letters of administration (with copy of will annexed) to the estate of the said deceased be issued to Tuivyahandi Kirinohamy de Silva of Seenigama in the Wellaboda pattu of the Galle District on her tendering the usual oath and bond.

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

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Malwattege Enid Jane Pieris of Kalubowila East in the Palle pattu of Salpiti korale, deceased.

Malwattege Abraham Pieris of Kalubowila aforesaid Petitioner.

Hapuaratchige Jane Perera of Kalubowila aforesaid Respondent.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on September 28, 1937, in the presence of Mr. A. C. Abeyewardene, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 27, 1937, having been read:

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

September 28, 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 of Lindamulago Sophia Elizabeth of Fernando of Rawatawatta in Moratuwa, deceased.

Weerabandige Cyril Emmanuel Fernando of Rawatawatta in Moratuwa Petitioner.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 13, 1937, in the presence of Messrs. Perera & Fernando, Proctors, on the part of the petitioner above named; and

the affidavits (1) of the said petitioner dated October 8, 1937, and (2) of the attesting witnesses also dated October 8, 1937, having been read :

It is ordered that the last will of Lindamulage Sophia Elizabeth 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 executor named in the said will and that he is entitled to have probate thereof issued to him 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.

M. W. H. DE SILVA,
District Judge.
October 13, 1937.

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Enid Muriel Pieris of Sherbrooke, No. 8,170. Gregory's road, Colombo, deceased.

David Merrick Pieris of Sherbrooke, Gregory's road, Colombo Petitioner.

- (1) David George Pieris (2) Sumana Pirin Pieris, (3) Chandrawathie Muriel Pieris (minor), all of Gregory's road, Colombo, (4) Enid Leelani Seneviratne, wife of (5) Dr. Doyne Seneviratne of the Civil Hospital, Galle, (6) Malika Eileen Dassanaikie, wife of (7) Earle Dassanaikie, Acting Superintendent of Surveys, Anuradhapura Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 2, 1937, in the presence of Mr. M. St. S. Casie Chetty, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner dated October 2, 1937, having been read :

It is ordered (a) that the 1st respondent be and he 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 her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 18, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,
District Judge.
October 2, 1937.

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mohamadu Usoof Sitti Saduna of 97, No. 8,191. Stace road, Grandpass, Colombo, deceased.

Abdul Majeed Abdul Bhari of 7, Arethusia road, Wellawatta, Colombo Petitioner.

- (1) Mamimala Marikar Mohamadu Usoof and (2) Thal Lebbe Marikar Pathir Umma, both of Skinner's road south, Colombo Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 14, 1937, in the presence of Mr. A. R. M. Razeen, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner dated October 13, 1937, having been read :

It is ordered 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 November 4, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,
District Judge.
October 14, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mohamadeen Abdul Careem, late of No. 8,192. Grandpass, Colombo, deceased.

Sithi Noor Ayne of Garden No. 10, Wekanda road, Slave Island, Colombo Petitioner.

- And
(1) Abdul Careem Mohamud Haroun and (2) Abdul Careem Mohamed Annular, minors, appearing by their guardian *ad litem* (3) Backer Samsudeen, all of Wekanda road, Slave Island, Colombo Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 14, 1937, in the presence of Mr. A. R. M. Razeen, 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 (a) that the 3rd respondent be and he is hereby appointed guardian *ad litem* of the minors, 1st and 2nd 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 mother-in-law 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 November 4, 1937, show sufficient cause to the satisfaction of the court to the contrary.

M. W. H. DE SILVA,
District Judge.
October 14, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Stewart William Howard of the New No. 8,199. Colonial Hotel, Colombo, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 19, 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 affidavits of the said petitioner dated October 15, 1937, a certificate of death of the above-named deceased, and power of attorney in favour of the petitioner having been read : It is ordered and declared that the said petitioner is the attorney of Mabel Violet Howard and Stuart Roy Thomson Howard, the heirs and next-of-kin of the said deceased, and that he is entitled to have letters of administration to the intestate estate of the said deceased issued to him, accordingly, unless any 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 19, 1937.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. of Narayanan Appavoo Vijeyerayen No. 8,205. Coomarasamy of 98, Avondale road, Maradana, in Colombo, deceased.

Coomarasamy Kuppamma of 98, Avondale road, Maradana, in Colombo Petitioner.

- And
(1) Gagesa Coomarasamy, (2) Coomarasamy Visvanathan, (3) Coomarasamy Jeganathan, (4) Coomarasamy Annapporani (Ammal), (5) Coomarasamy Thillainathan, all of 98, Avondale road, Maradana, in Colombo ; the 2nd, 3rd, 4th, and 5th respondents are minors appearing by their guardian *ad litem* the 1st respondent above named Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on October 23, 1937, in presence of Mr. J. Tambyah-Bartlett, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner dated October 22, 1937, having been read :

It is ordered (a) that the 1st respondent be and he is hereby appointed guardian *ad litem* of the minors, the 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 November 11, 1937, show sufficient cause to the satisfaction of the court to the contrary.

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

19 In the District Court of Kandy.
Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Gonagama Herat Mudianselage No. 5,528. Punchi Menika, deceased, of Dehigama.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on October 4, 1937, in the presence of Mr. F. F. Seneviratne, on the part of the petitioner, ~~Mananadi Loku Ganhepage Alwis Appuhamy~~; and the affidavits of the said petitioner and of the attesting notary dated October 1, 1937, having been read:

It is ordered that the last will of the above-named deceased dated November 28, 1934, 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.

October 4, 1937. R. F. DIAS,
District Judge.

33 In the District Court of Galle.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Henage Don Eneris Appuhamy of No. 7,789. Gonagala, Induruwa, deceased.

Between

Dona Babunhamy Wijewardana of Gonagala, Induruwa Petitioner.

(1) Henage Don Karunaratne, (2) ditto Dona Leelawathie, (3) ditto Don Mitrappa, (4) ditto Dona Sumanawathie, minors, by their guardian *ad litem* (5) Don Peeris Wijewardana of Gonagala. Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge, Galle, on October 14, 1937, in the presence of Mr. W. A. C. Sirisena, 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 said 5th respondent be appointed guardian *ad litem* over the said 1st to 4th respondents, unless the said respondents or any person or persons interested shall, on or before November 11, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as widow of the said deceased, is entitled to have letters of administration issued to her accordingly, unless the said respondents or any person or persons interested shall, on or before November 11, 1937, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.

20 In the District Court of Jaffna.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Murugesu Thambiah of Chunnakam, No. 506. deceased.

Gnanammah, widow of Murugesu Thambiah of Imayanan Petitioner.

(1) Thambiah Kandasamy, (2) Thambiah Siththeralakshmy, (3) Thambiah Ramkrishnan, (4) Thambiah Thanikochalam, (5) Thambiah Ramchandran, minors, and (6) Sinniah Sivapperakasam, all of Imayanan Respondents.

THIS matter of the petition of the petitioner, praying that the 6th respondent be appointed guardian *ad litem* over the minors, the 1st to 5th respondents, and that letters of administration be issued to her, coming on for disposal

before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 4, 1937, in the presence of Mr. V. Somasunderam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated September 30, 1937, having been read:

It is ordered that the above-named 6th respondent be appointed guardian *ad litem* over the minors, the 1st to 5th respondents, and letters of administration be granted to the petitioner, unless the respondents shall appear before this court on November 10, 1937, and show cause to the satisfaction of this court to the contrary.

October 4, 1937. C. COOMARASWAMY,
District Judge.

29 In the District Court of Trincomalee.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kanapathypillai Kandasampillai, late of No. 8 Division, Trincomalee, deceased.

V. K. Chinniah of No. 8 Division, Trincomalee. Petitioner.

Vs. Nagapalan, widow of Kandasampillai of No. 8 Division, Trincomalee. Respondent.

THIS matter coming on for disposal before A. R. Supramaniam, Esq., District Judge, Trincomalee, on October 19, 1937, in the presence of Mr. M. M. Subramaniam, Proctor, on the part of the petitioner; and on reading the affidavit of the petitioner dated October 11, 1937: It is ordered that the respondent be appointed guardian *ad litem* of Kamalasundram, the petitioner, as brother-in-law of the deceased aforesaid, is entitled to have letters of administration to the estate of the said deceased issued to him, unless the respondent or any other person interested in the said estate appear on November 23, 1937, and show sufficient cause to the satisfaction of the court to the contrary.

October 19, 1937. A. R. SUPRAMANIAM,
District Judge.

In the District Court of Kurunegala.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kuna Mana Nana Muna Meiyappa Chettiyar *alias* Muna Ana Runa Kuna

Rawanna Mana Meiyappa Chettiyar *alias* Nana Mena Meiyappa Chettiyar *alias* Nana Meiyappa Chettiyar of Natchandú Patti, Pudukottai State, in South India, deceased.

Kuna Mana Nana Mena Nallakaruppen Chettiyar, resident of Kurunegala. Petitioner.

And (1) Walli Ammal Atchi, (2) Kuna Mana Nana Mena Ramanathan Chettiyar, (3) ditto Umaval Atchi, (4) ditto Sathanmuni Atchi, all of Natchandupatti, (5) V. R. S. P. A. Suppramaniam Chettiyar of Kurunegala. Respondents.

THIS matter coming on for disposal before V. Joseph, Esq., District Judge of Kurunegala, on August 9, 1937, in the presence of Messrs. Cassim & Dheen, Proctors for the petitioner above named; and the affidavit of the said petitioner dated July 6, 1937, having been read:

It is ordered that the 5th respondent be and she is hereby appointed guardian *ad litem* over the 2nd minor respondent for the purpose of these proceedings, unless the respondents shall, on or before October 13, 1937, show sufficient cause to the satisfaction of this court to the contrary.

It is ordered that the said petitioner be and he is hereby declared entitled, as the eldest 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 October 13, 1937, show sufficient cause to the satisfaction of this court to the contrary.

August 9, 1937. V. JOSEPH,
District Judge.

The date for showing cause as aforesaid is extended to November 24, 1937.

October 13, 1937. V. JOSEPH,
District Judge.