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PART II.—LEGAL.

(Separate paging is given to each Part in order that it may be filed separately.)

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PASSED ORDINANCES.

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

No. 20 of 1938.

L. D.—O. 58/36

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

A. CALDECOTT.

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

Short title. **1** This Ordinance may be cited as the Courts and Magistrates (Change of Designation) Ordinance, No. 20 of 1938.

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

Existing courts and appointments to continue under new designations. **3** On and after the appointed date—
 (a) every Police Court established for any division before that date shall be and be called the Magistrate's Court of that division ;
 (b) every act, letter or notification of appointment by virtue of which any person would, if this Ordinance had not been enacted, be entitled to be or to act on or after that date as the Police Magistrate of any division or the Unofficial Police Magistrate of any district, shall be deemed to be the act, letter or notification of the appointment of that person to be or to act as the Magistrate or the Unofficial Magistrate of that division or district, as the case may be ; and
 (c) any reference to a Police Court, a Police Magistrate or an Unofficial Police Magistrate in any judicial record, judgment, order, process, form, notice or in any other document or writing whatsoever shall be deemed to be and shall be read and construed as a reference to a Magistrate's Court, a Magistrate, or an Unofficial Magistrate, as the case may be.

Necessary adaptations and amendments to be made in revised Edition of the Legislative Enactments. **4** The Commissioner appointed for the purpose of preparing a new and revised edition of the legislative enactments under the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937, may make all such adaptations and amendments in any legislative enactment as may appear to him to be necessary in order to give effect to the provisions of this Ordinance.

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

Change of designation not to affect powers &c., of Courts and Magistrates. **6** Nothing in this Ordinance shall affect, diminish or prejudice or be deemed in any way to affect, diminish or prejudice any right, power, authority, privilege or jurisdiction vested in, exercised or enjoyed—

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

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

Omission of this Ordinance from revised Edition of the Legislative Enactments. **7** This Ordinance may be omitted from the new and revised edition of the legislative enactments prepared and published under and by authority of the powers conferred by the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937.

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

“appointed date” means the date appointed by the Governor under section 10 (2) of the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937, as the date on which the revised edition prepared and published under that Ordinance shall come into force;

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

“legislative enactment” has the same meaning as in the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937.

Passed in Council the Seventh day of June, One thousand Nine hundred and Thirty-eight.

E. W. KANNANGARA,
Clerk of the Council,

Assented to by His Excellency the Governor the Sixteenth day of June. One thousand Nine hundred and Thirty-eight.

E. R. SUDBURY,
Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

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

L. D.—O 24/37

1/7/2 (F S O)

An Ordinance to provide for a rebate of Customs duty paid on the import into Ceylon of articles subsequently purchased in Ceylon for the use of the Imperial Lighthouse Service, and for the validation of rebates heretofore allowed on such articles.

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 Imperial Lighthouse Service Goods (Rebate of Customs Duty) Ordinance, No. of 1938.

Short title:

2 (1) Where any article on which import duty in Ceylon has been paid is purchased in Ceylon for the use of the Imperial Lighthouse Service and paid for out of the General Lighthouse Fund, the Principal Collector of Customs shall, notwithstanding anything in Ordinance No. 17 of 1869 to the contrary, allow a rebate of the duty paid on that article, upon production of a certificate from a certifying officer to the effect that such article was so purchased and paid for, and upon proof to his satisfaction of such particulars as he may require in regard to the amount of duty paid on that article and the time and place of payment of such duty.

Rebate of customs duty on articles certified to have been purchased in Ceylon for the use of the Imperial Lighthouse service.

(2) The Governor may, by Notification published in the Gazette, authorise any officer of the Imperial Lighthouse Service to issue certificates for the purposes of this section.

(3) The certificate required by this section shall be in such form as the Principal Collector of Customs shall from time to time prescribe.

3 (1) Where any article in respect of which a rebate of customs duty has been allowed under section 2 is sold in Ceylon by any officer of the Imperial Lighthouse Service or on his instructions, such officer shall forthwith furnish the Principal Collector of Customs with a declaration containing such particulars relating to the sale as the Collector may

Re-imposition of customs duty if article is subsequently sold.

require; and such officer shall pay to the said Collector an amount equivalent to the customs duty which would have been payable on such article if it had been imported into Ceylon at the time of the sale.

(2) Every declaration furnished for the purposes of this section shall be exempt from stamp duty.

Validation of rebates of customs duty.

4 Any rebate of import duty allowed by the Principal Collector of Customs before the date of the commencement of this Ordinance in respect of any article purchased in Ceylon for the use of the Imperial Lighthouse Service is hereby declared to be and to have been for all purposes valid and lawful.

Interpretation.

5 (1) In this Ordinance, unless the context otherwise requires—

“certifying officer” means any officer of the Imperial Lighthouse Service authorised by the Governor to issue certificates under section 2;

“General Lighthouse Fund” means the General Lighthouse Fund established by the Merchant Shipping (Mercantile Marine Fund) Act, 1898, of the Imperial Parliament.

(2) This Ordinance shall, so far as is consistent with the tenor thereof, be read and construed as one with Ordinance No. 17 of 1869.

Objects and Reasons.

Goods imported by the Imperial Lighthouse Service for the use of the Service are admitted free of customs duty. It frequently happens that the Imperial Lighthouse Service purchases in Ceylon for the use of the Service articles on which import duty has already been paid. The object of this Bill is to provide for a rebate of the import duty paid on such articles. Provision is also made for the re-imposition of duty in respect of any such article if it is subsequently sold in Ceylon. Clause 4 of the Bill validates all rebates of import duty which have hitherto been allowed on such articles.

Colombo, June 4, 1938.

H. J. HUXHAM,
Financial Secretary.

MINUTE.

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

M. L. A.—B 1555/L. D.—O 57/37

No. 13 of 1898.

An Ordinance to amend the Local Boards' Ordinance, 1898.

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 Local Boards Amendment Ordinance, No. of 1938, and shall come into operation on such date as the Governor may appoint by Proclamation published in the Gazette.

Amendment of section 28 of Ordinance No. 13 of 1898.

2 Section 28 of the Local Boards' Ordinance, 1898, is hereby amended by the substitution for all the words from “or which may be made over” to “for the purposes of this Ordinance” of the words “and all sums and all sources of revenue which may from time to time be appropriated or made over to any board by the State Council, whether by resolution or otherwise”.

Objects and Reasons.

There is no provision in the Local Boards' Ordinance, 1898, under which a source of revenue, made over to any Local Board, by the State Council, can be said to form part of the local fund. The object of this Bill is to supply the omission by the addition, in section 28 of the Ordinance, of words similar to those contained in section 169 (2) (h) of the Local Government Ordinance, No. 11 of 1920.

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

Colombo, June 15, 1938.

MINUTE.

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

M. L. A.—B 1554/L. D.—O 57/37

An Ordinance to amend the Small Towns Sanitary Ordinance, 1892.

No. 18 of 1892.

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 Small Towns Sanitary (Amendment) Ordinance, No. of 1938, and shall come into operation on such date as the Governor may appoint by Proclamation published in the Gazette.

Short title and date of operation.

2 Section 5 of the Small Towns Sanitary Ordinance, 1892, is hereby amended in sub-section (2) thereof, by the substitution, for the words "receive for such fund", of the words "receive for such fund all sums and all sources of revenue from time to time appropriated or made over to the Board by the State Council, whether by resolution or otherwise, and".

Amendment of section 5 of Ordinance No. 18 of 1892.

Objects and Reasons.

There is no provision in the Small Towns Sanitary Ordinance, 1892, under which any sum or any source of revenue, made over to the Sanitary Board by the State Council, can be said to form part of the local fund. The object of this Bill is to supply the omission by the addition, in section 5 (2) of the Ordinance, of words similar to those contained in section 169 (2) (h) of the Local Government Ordinance, No. 11 of 1920.

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

Colombo, June 15, 1938.

MINUTE.

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

M. L. A.—B 1553/L. D.—O 57/37

An Ordinance to amend the Municipal Councils Ordinance, 1910.

No. 6 of 1910.

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 Municipal Councils Amendment Ordinance, No. of 1938, and shall come into operation on such date as the Governor may appoint by Proclamation published in the Gazette.

Short title and date of operation.

2 Section 73 of the Municipal Councils Ordinance, 1910, is hereby amended, by the substitution for the words "or which may be made over by the Ceylon Government at any time to the Council for the purposes of this Ordinance" of the words "and all sums and all sources of revenue which may from time to time be appropriated or made over to the Council by the State Council, whether by resolution or otherwise".

Amendment of section 73 of Ordinance No. 6 of 1910.

Objects and Reasons.

There is no provision in the Municipal Councils Ordinance, 1910, under which moneys derived from a source of revenue made over to the Municipal Council by resolution of the State Council can be credited to the Municipal Fund.

Clause 2 supplies the omission by the addition, in section 73 of the Ordinance, of words similar to those contained in section 169 (2) (h) of the Local Government Ordinance, No. 11 of 1920.

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

The Ministry of Local Administration,
Colombo, June 15, 1938.

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 Ratnapura and Avissawella will be holden at the Court-house at Colombo, on Monday, July 11, 1938, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Ratnapura, June 15, 1938.

R. S. V. POULLIER,
Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,162. In the matter of the insolvency of Charles William Henry Duckwoth of 11, Thimbiri-gasyaya, 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 July 19, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, A. C. BELING,
June 15, 1938. Secretary.

In the District Court of Colombo.

No. 5,232. In the matter of the insolvency of Philip Willoughby Willenburg of 204, Karagam-pitiya, Dehiwala.

WHEREAS the above-named P. W. Willenburg has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by J. S. Singarajii of 68, Mohandiram road, Colpetty, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. W. Willenburg insolvent accordingly; and that two public sittings of the court, to wit, on July 19, 1938, and on August 30, 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, A. C. BELING,
June 15, 1938. Secretary.

In the District Court of Colombo.

No. 5,234. In the matter of the insolvency of Merennege Joseph Fernando of 485, Moratuwella, Moratuwa.

WHEREAS the above-named M. J. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by H. S. Fernando of 425, Moratuwella, Moratuwa, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. J. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on July 19, 1938, and on August 30, 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, A. C. BELING,
June 17, 1938. Secretary.

In the District Court of Colombo.

No. 5,235. In the matter of the insolvency of Allanson Herbert Nugara of Kowdana in Dehiwala.

WHEREAS the above named A. H. Nugara has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by E. Quyn of 234, Hill street, Dehiwala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. H. Nugara insolvent accordingly; and that two public sittings of the court, to wit, on July 19, 1938, and on August 30, 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, A. C. BELING,
June 18, 1938. Secretary.

In the District Court of Colombo.

No. 5,236. In the matter of the insolvency of Parana-vithanage Abraham Goonaratne of 245, Piachauds lane, Maradana, Colombo.

WHEREAS the above-named P. A. Goonaratne has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by G. M. Rodrigo of Santiyago road, Kotahena, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. A. Goonaratne insolvent accordingly; and that two public sittings of the court, to wit, on July 19, 1938, and on August 30, 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, A. C. BELING,
June 20, 1938. Secretary.

In the District Court of Matara.

No. 128. In the matter of the insolvency of Abdul Gani Dada Bhai of Kotuwegoda, Matara.

WHEREAS the above-named Abdul Gani Dada Bhai has filed a declaration of insolvency under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Abdul Gani Dada Bhai insolvent accordingly; and that two public sittings of the court, to wit, on August 1, 1938, and on September 19, 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, R. S. GUNASEKERA,
June 20, 1938. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Kalutara.

Dona Alice Wanniacheli Hamine of Paiyagala .. Plaintiff.

No. 20,281. Vs.

(1) Dandeniyage Don Romanis de Alwis Appuhamy and wife (2) Edirisinghe Maggie Nona Hamine, both of Paiyagala in Paiyagalbadia Defendants.

NOTICE is hereby given that on Tuesday, July 19, 1938, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged by the defendant with the plaintiff and declared bound and ordered to be sold by the decree entered in the said case for the recovery of Rs. 1,200, with interest thereon at 9 per cent. per annum from March 1, 1937, till payment in full, and costs Rs. 105.30, viz. :-

Undivided $\frac{1}{3}$ share of the $\frac{4}{7}$ shares of the soil and of the trees and the stone, tiled 27 feet wall plated residing house with the portico and the kitchen thereon built on the western side on the land called Hettimullewatta, situated at Paiyagala in Paiyagalbadia of the Kalutara totamune in the District of Kalutara, Western Province; and bounded on the north by Kowilawatta, east by Liyanagederawatta, south by Kachchagodawatta, and on the west by Gorakagawatta; and containing in extent about 4 acres.

Deputy Fiscal's Office,
Kalutara, June 20, 1938.

H. SAMERESINGHA,
Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

(1) Kathirithamby Naracappillai and wife (2) Sinnach-chipillai of Chulipuram Plaintiffs.

No. 9,651. Vs.

(1) Thangamuttu, widow of Thampipillai, (2) Thambi-pillai Kulasegarampillai, (3) Thambipillai Poologa-sundaram, all of ditto Defendants.

NOTICE is hereby given that on Monday, July 18, 1938, at 3.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd and 3rd defendants for the recovery of Rs. 1,613 with interest on Rs. 1,000 at 10 per cent. per annum from

June 25, 1936, till payment in full and costs provided that such interest does not exceed Rs. 380 (less Rs. 480 already recovered), and poundage and charges in the following property, viz. :—

All that undivided half share with its appurtenances of a piece of land, situated at Chulipuram in Chankanai parish, Valikamam West division of the Jaffna District, Northern Province, called Veemarakkollai and Pulikuthinakadu in extent 16 lachams varagu culture with stone-built house, well, cultivated and spontaneous plantations; and bounded on the east by lane, north by Chellappah Arumugam and Vairamuttu Poologasundarampillai, west by by-lane, and south by lane.

Fiscal's Office,
Jaffna, June 21, 1938.

S. TURAIYAPPAH,
for Fiscal.

In the District Court of Jaffna.

Vairamuttu Sinnathamby of Kokkuvil East . . . Plaintiff.
No. 9,934. Vs.

Arumugam Rajaretnam of Urelu . . . Defendant.

NOTICE is hereby given that on Saturday, July 16, 1938, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of Rs. 3,564, with interest on Rs. 3,000 at 12 per cent. per annum from June 11, 1936, until payment in full and poundage and charges, in the following property, viz. :—

All that piece of land with its appurtenances, situated at Urelu in Kopai parish, Valikamam East division of the Jaffna District, Northern Province, called Akkadalai and other parcels; in extent 8 lachams varagu culture with cultivated and spontaneous plantations, well, and house; bounded on the east by road, north by Sivakaman, wife of Ramalingam, west by Chellammah, wife of Annamalai, and on the south by lane.

Fiscal's Office,
Jaffna, June 17, 1938.

S. TURAIYAPPAH,
for Fiscal.

Eastern Province.

In the District Court of Trincomalee.

M. Sabapathipillai Thamotheampillai of Alvai North, Point Pedro, presently of No. 6 Division, Trincomalee . . . Plaintiff.
No. 2,163. Vs.

Ponniiah Saravanaperumal of No. 8 Division, Trincomalee . . . Defendant.

NOTICE is hereby given that on Saturday, July 16, 1938, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following properties mortgaged with the plaintiff by bond No. 1,446 dated December 3, 1932, attested by Mr. D. Rajaratnam of Trincomalee, Notary Public, and declared specially bound and executable under the decree entered in the above case, and ordered to be sold by order of court-dated April 21, 1938, for the recovery of the sum of Rs. 1,757.43, with interest on Rs. 1,100 at 12 per cent. per annum from November 30, 1937, till December 9, 1937, and thereafter at 9 per cent. per annum till payment in full and costs Rs. 132.90, Fiscal's fees and charges and poundage, viz. :—

1. A piece of land bearing assessment No. 37, situated at Division No. 8, Trincomalee, Trincomalee District, Eastern Province, together with the tiled room, ola thatched kitchen, coconut trees, and other plantations standing thereon, share in the well, well-sweep, and posts in the adjoining land belonging to Sivasampu Sivasegaram, the right of pathway to go to the said well and road and all other rights relating thereto; boundaries: north-east and south-west by roads, south-east by the house and ground of the heirs of the late Sathasivampillai Sellappa, north-west by house and ground of Sivasampu Sivasegaram; in extent 18 80/100 perches. Registered A 12/245.

2. All that north-western portion of land bearing assessment No. 37, situated at Division No. 8, Trincomalee, aforesaid, together with $\frac{1}{2}$ share of the tiled room, share in the well, well-sweep and posts, coconut trees, and other plantations standing thereon, excluding therefrom the right of way to go to the well thereon and to the road from the house and ground, on the southern side belonging to the said Ponniiah Saravanaperumal and all other rights relating thereto; boundaries: north-east and south-west by roads, south-east by house and ground of Ponniiah Saravanaperumal, north-west by house and ground of Sivapakiam, wife of Ponniiah; in extent 10 21/100 perches. Registered A 12/246.

Deputy Fiscal's Office,
Trincomalee, June 15, 1938.

B. VRASPILLAI,
Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

The Chettinad Corporation, Ltd., Kurunegala . . Plaintiff.
No. 17,310. Vs.

Herat Mudiyanseleage Punchi Banda Arachchi of Kiribamuna in Hetahaye korale . . . Defendant.

NOTICE is hereby given that on Saturday, July 16, 1938, commencing at 3 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. 867.91, with interest on Rs. 668.36 at 9 per cent. per annum from September 10, 1935, till payment in full, viz. :—

1. An undivided $\frac{1}{2}$ share of Mederihena and its adjoining Pahalawatta of about 2 lahas kurakkan sowing extent, situated at Kiribamuna in Hetahaye korale of Hiriyaala hatpattu, in the District of Kurunegala, North-Western Province; and bounded on the north by Dangahamulagaala, east by Weralugahamulawatta, south by fence of Weralugahamulawatta, and west by Kandemangal (limitary stones), together with all plantations thereon.

2. An undivided $\frac{1}{2}$ share of Gurummedalupothewatta of about 1 thimbarakkkan sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by Pitakotuwegal, east by field, south by Weralugahamulawatta, and west by gaalas belonging to Ranhamy and others, together with the plantations thereon.

3. An undivided $\frac{1}{2}$ share of the land called Ambagahamulawatta of about 1 laha kurakkan sowing extent, together with the entirety of the buildings and everything appertaining thereto, situated at Kiribamuna aforesaid; and bounded on the north by the garden of Ranhamy and garden of Tikiri Banda and others, east by Meegashenakumbura, south by Meegashenekumbura and the garden of Kiri Banda, and west by dewata, and registered in B 162/230.

4. An undivided $\frac{1}{2}$ share of the field called Kadurugahakumbura of about 8 lahas paddy sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by the field of Natchire, east by the ridge and the field of Punchappu, south by the field of Punchirala Arachchi, and west by stone fence, and registered in B 27/153.

5. An undivided $\frac{1}{2}$ share of the field called Siyambalahakumbura of 1 pela paddy sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by the ridge of the field of Hami Vedanaide, east by the ridge of the field of Hami Vedanaide, south by Kadurugahamulakumbura, and west by galwetiya, and registered in B 80/340.

6. An undivided $\frac{1}{2}$ share of the field called Thora-kumbura of 1 pela paddy sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by the ridge of the field of Ukku Banda and others, east by wetiya of Kondostharawatta, south by the ridge of the field of Bandi Naide, and mee tree, and west by ela, and registered in B 80/341.

7. An undivided $\frac{1}{2}$ share of the field called Kotuwekumbura of 1 amunam paddy sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by Wewpitiya, east by ela, south by the ridge of the field of Aratchi Naide and others, and west by the stone fence (galwetiya) belonging to Ukkuhamy and others, and registered in B 114/310.

8. An undivided $\frac{1}{2}$ share of the land called Meegahamulawatta of about 2 lahas kurakkan sowing in extent and its adjoining field of 2 pelas paddy sowing in extent, situated at Kiribamuna aforesaid; and bounded on the north by Kahatagahakotuwekumbura, east by Pallewelekumbura and Galpila, south by the garden of Ranhamy and Galpila, and west by the garden of Kiri Banda and others, and registered in B 202/229.

9. An undivided $\frac{1}{2}$ share of the field called Pallewelekumbura of about 1 amunam paddy sowing in extent, situated at Kiribamuna aforesaid; and bounded on the north by Hunupolagekumbura, east by ela and Dodangahakumbura, south by Siyambalahakumbura, and west by Galpila and Galkumbura. B 202/300.

10. An undivided $\frac{1}{2}$ share of the field called Gurummedalupothekumbura of 3 pelas paddy sowing in extent, situated at Kiribamuna aforesaid; and bounded on the north by Kotuwekumbura, east by ela, south by Gansabhawa road, and west by Gurummedalupothewatta, and registered in B 293/1.

11. An undivided $\frac{1}{2}$ share of the land called Parangederawatta of about 3 lahas kurakkan sowing extent, situated at Kiribamuna aforesaid; and bounded on the north by Kohonigewatta, east by Meegashenewela, Meegashenewatta, and dewata, south by the garden of Herathamy and others, and west by hill (kanda), and registered in B 203/2.

12. All that land called Mailagahamulawatta of 2 seers kurakkan sowing extent, situated at Kiribamuna aforesaid ; and bounded on the north by Weralugollewela, east by fence of the garden of Charlishamy and others, south by field, and west by the garden of Ranhamy and others, and registered in B 135/185.

Fiscal's Office,
Kurunegala, June 20, 1938.

CHARLES DE SILVA,
Deputy Fiscal.

In the District Court of Negombo.

S. R. M. S. Sinthamani Chettyar by his attorney Seena Kana Muttiyah Pulle of Negombo Plaintiff.
No. 7,570.

Jayakodi Aratchige Dona Maria (dead) of 129, Forbes road, Colombo, administratrix of the estate of the late G. M. Perera Defendant.

(1) Gamamedaliyanage Joseph Perera and 9 others of Forbes road, Colombo Substituted defendants.

NOTICE is hereby given that on Saturday, July 16, 1938, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said substituted defendants in the following property for the recovery of Rs. 4,447.77 with interest on Rs. 6,250 at 12 per cent. per annum from May 12, 1933, till September 27, 1933, and thereafter at 9 per cent. per annum and poundage, viz. :—

All that high and low land called Weyalkani and Katukani or Adayavulundan Chenayayel, situate at Pulichchakulam in Anavilundan pattu of Pitigal korale north in the District of Chilaw, North-Western Province ; and bounded on the north by Ween-o-ya, east by Thamarakattu or drain, south by liminary dam of the field formerly of Assan Neina Marikkar and others now of the heirs of Ena Nanda Marikkar, and west by the liminary dam of the field of Periya Thambay Marikkar ; containing in extent 20 acres and 3 roods with the buildings and plantations standing thereon.

Deputy Fiscal's Office,
Chilaw, June 17, 1938.

I. L. M. SHERIFF,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Colombo.

D. H. R. Rajapaksa of Morris road, Colombo ... Plaintiff.
No. 5,844. Vs.

D. H. W. Tennekoon of Palace of Wales Hotel, Pettah, Colombo, presently of Ratnapura Defendant.

NOTICE is hereby given that on Tuesday, July 19, 1938, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, for the recovery of the sum of Rs. 1,252.50 with interest thereon at 9 per cent. per annum from September 10, 1936, till payment in full and poundage less Rs. 750, viz. :—

1. An undivided half share of the land called Wisilakumburalangahena and Wisilalahena now called and known as Airy Hill, together with an undivided one-half share of the building standing thereon, situate at Ratnapura town in Uda pattu of Kuruwiti korale in the District of Ratnapura ; bounded on the north by Crown land, east by land belonging to T. P. Abeysekera, south by field, and on the west by Railway property ; and containing in extent about 3 acres more or less, and registered in A 196/296.

2. All that land called Godella bearing assessment No. 13, situate at Ratnapura town aforesaid ; bounded on the north by Wisilaha, east by Godapitiya, south by Ihalgodapeliya, west by minor road ; containing in extent half avari kurakkan sowing, and registered in A 202/112.

Fiscal's Office,
Ratnapura, June 18, 1938.

N. SWAMINATHA IYER,
Additional Deputy Fiscal.

In the District Court of Colombo.

The Commissioner of Income Tax Petitioner.
No. AI/1,022. Vs.

Mr. A. A. Cyril Perera, administratrix of the estate of the late Mrs. A. Porlentina Perera of 102, Old Kolonnawa road, Dematagoda, Colombo Respondent.

NOTICE is hereby given that on July 25, 1938, at 3 o'clock in the afternoon, will be sold by public auction at

the premises the right, title, and interest of the said respondent in the following property, viz. :—

An undivided half part or share of lot 1 and 2 of Andawalahena, Ellapitahena, and Egallahena adjoining each other and now forming one property, situated at Ambalappitiya and Talappitiya in Panawal korale in Three Korales in the District of Kegalla of the Province of Sabaragamuwa ; and bounded on the north by Andawaladola *alias* Rilagalala and Bandara lands, on the east by the lands belonging to Atukorallage and Jalappurage people, south by the lands belonging to Jalappurage people and Nugehenewatta, and on the west by Hatarendehena belonging to Punchiappu and Bandara lands ; and containing in extent 53 acres 2 roods and 6 perches.

For the recovery of the balance sum of Rs. 950.

Deputy Fiscal's Office,
Kegalla, June 16, 1938.

J. A. F. STRIWARDENE,
Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Dewapurage Aron Fernando No. 8,425. of 12/1, Fussel's lane, Wellawatta, Colombo, deceased.

Eliyaduravidanage Nonamma Fernando of 19, Fussel's lane, Wellawatta, Colombo Petitioner.

And

(1) Dewapurage Roslin Fernando, (2) Dewapurage Simon Fernando, (3) Dewapurage Maggie Fernando, (4) Dewapurage Thomas Fernando, (5) Dewapurage Seemon Fernando, (6) Dewapurage Lassie Fernando, (7) Dewapurage Basilin Fernando, all of Fussel's lane, Wellawatta, Colombo Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 16, 1938, in the presence of Mr. T. E. D. Pieres, Proctor, on the part of the petitioner above named ; and (1) the affidavits of the said petitioner dated May 16, 1938, and (2) of the attesting notary also dated May 16, 1938, having been read :

It is ordered that the last will of Dewapurage Aron 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 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 June 30, 1938, show sufficient cause to the satisfaction of this court to the contrary.

W. SANSONI,
District Judge.

May 16, 1938.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Dona Louisa Jayasinghe of No. 8,431. Karlsrhue Gardens, Colombo, deceased.

Wilfred Wijesundera Jayasinghe of Karlsrhue Gardens, Colombo Petitioner.

(1) Piyadasa Jayasinghe of Walpola, Matara, (2) Felix Jayasinghe of Chief Secretary's Office, Colombo, (3) Rupert Jayasinghe of 125, Old Kelannawa road, (4) Charita Wijesundera Gunawardene, wife of (5) D. W. Gunawardene of Holy Cross road, Lunawa Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 28, 1938, in the presence of H. Rajanathan, Proctor, on the part of the petitioner above named ; and (1) the affidavit of the said petitioner dated May 12, 1938, and (2) of the attesting notary dated May 16, 1938, having been read : It is ordered that the last will of Dona Louisa Jayasinghe, 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 in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before July 7, 1938, show sufficient cause to the contrary.

W. SANSONI,
District Judge.

May 28, 1938.

In the District Court of Colombo.

Order Nisi declaring Will proved.

31
Testamentary In the Matter of the Last Will and Test-
Jurisdiction. ment of George Hunter, at one time of
No. 8,434 N.T. Oonankande estate, Dolosbage, in the
Island of Ceylon, and latterly residing at
48, Murrayfield Avenue, Edinburgh, in
Scotland, planter, deceased.

THIS matter coming on for disposal before W. Sansoni,
Esq., District Judge of Colombo, on June 15, 1938, in the
presence of Messrs. F. J. & G. de Saram, Proctors, on the
part of the petitioner, Edward Walter Bedford of Oonankande
estate, Dolosbage; and (1) the affidavit of the said
petitioner dated May 12, 1938, and (2) the order of the
Supreme Court dated May 10, 1938, having been read: It
is ordered that the will of the said George Hunter, deceased,
No. 2,212 dated April 30, 1924, and attested by Leslie
William Frederick de Saram of Colombo, Notary Public,
a certified copy of which under the Seal of the Commis-
sariat of Edinburgh 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 Edward Walter
Bedford is one of the executors named in the said will and
that he is entitled to have probate thereof issued to him
with power reserved to the remaining two executors to
come in and obtain a similar grant, unless any person or
persons interested shall, on or before June 30, 1938, show
sufficient cause to the satisfaction of this court to the
contrary.

June 15, 1938.

W. SANSONI,
District Judge.

30
In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Mary Frances Coombe (wife of
No. 8,437 N.T. Thomas Bernard Coombe) of La Rosiere
Grands Vaux, Jersey, Channel Islands,
formerly of Ceylon and 21, North Gate,
Regents Park, in the County of London,
England, deceased.

THIS matter coming on for disposal before W. Sansoni,
Esq., District Judge of Colombo, on June 15, 1938, in the
presence of Messrs. F. J. & G. de Saram, Proctors, on the
part of the petitioner, Ronald John Wightman Irving of
Colombo; and (1) the affidavit of the said petitioner dated
May 17, 1938, (2) the power of attorney dated March 17,
1938, and (3) the order of the Supreme Court dated May 10,
1938, having been read: It is ordered that the will of the
said Mary Frances Coombe, deceased, dated June 24, 1916,
a certified copy of which under the Seal of His Majesty's
High Court of Justice in England 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
Ronald John Wightman Irving is the attorney in Ceylon
of the 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 June 30, 1938, show sufficient
cause to the satisfaction of this court to the contrary.

June 15, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. John Henry Jansz of Kelaniya, deceased.
Case No. 8,442.

C. E. Jansz of Nelson place, Wellawatta presently of
Hill street, Demawala Petitioner.

Vs.

(1) Miss S. L. Jansz of Colombo, (2) R. V. Jansz of Galle,
(3) V. M. Jansz of Colombo, (4) C. J. C. Jansz of Galle,
(5) Miss E. M. Jansz of Galle, (6) Miss L. M. Jansz of
Galle, (7) Neville Jansz of Wellawatta, (8) Miss Helen
Jansz of Wellawatta, (9) Miss Sheila Jansz of Wella-
watta, (10) Miss L. F. L. Jansz of Wellawatta, 7th to
10th are minors, appearing by their guardian *ad litem*,
(11) Mrs. Lynda Jansz of Wellawatta Respondents.

THIS matter coming on for disposal before W. Sansoni,
Esq., District Judge of Colombo, on May 25, 1938, in the
presence of Mr. G. A. H. Wille, Proctor, on the part of the
petitioner above named; and the affidavit of the said
petitioner dated May 10, 1938, having been read:

It is ordered (a) that the 11th respondent be and she is
hereby appointed guardian *ad litem* of the minors, the 7th,
8th, 9th, and 10th 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 nephew
and heir 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 July 7, 1938, show sufficient
cause to the satisfaction of the court to the contrary.

May 25, 1938.

W. SANSONI,
District Judge.

29
In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment (with a codicil) of Elinor Joanna
No. 8,444 N.T. Bosanquet (the wife of William David
Bosanquet) of Ripsley Liphook in the
County of Hants, England, deceased.

THIS matter coming on for disposal before W. Sansoni,
Esq., District Judge of Colombo, on June 15, 1938, in the
presence of James F. van Langenberg, Proctor, on the part
of the petitioner, James Aubrey Martensz of Colombo;
and (1) the affidavit of the said petitioner dated May 17,
1938, (2) the power of attorney dated March 28, 1938, and
(3) the order of the Supreme Court dated May 11, 1938,
having been read: It is ordered that the will of the said
Elinor Joanna Bosanquet, deceased, dated July 10, 1933
(and a codicil thereto dated October 18, 1937), a certified
copy of which under the Seal of His Majesty's High Court
of Justice in England 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 James Aubrey
Martensz is the attorney in Ceylon of the executors named
in the said will and that he is entitled to have letters of
administration (with will and codicil annexed) issued to
him accordingly, unless any person or persons interested
shall, on or before June 30, 1938, show sufficient cause to the
satisfaction of this court to the contrary.

June 15, 1938.

W. SANSONI,
District Judge.

34
In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Bernard David Cooray Bulath-
No. 8,445. singhala of Cornwall House, Dematagoda,
in Colombo, deceased.

Petronella Cornelie Adeline Cooray of Chapel lane,
Wellawatta, Colombo Petitioner.

And

(1) Constance Assanayake Cooray Bulathsinhala,
(2) Noel Cooray Bulathsinhala, (3) Leslie Vernon
Cooray Bulathsinhala, (4) Mervyn Cooray Bulath-
singhala, (5) Dulcie Irene Minerva Cooray Bulath-
singhala, all of Chapel lane, Wellawatta, in
Colombo Respondents.

THIS matter coming on for disposal before W. San-
soni, Esq., District Judge of Colombo, on May 27, 1938,
in the presence of Mr. J. P. Rodrigo, Proctor, on the part of
the petitioner above named; and (1) the affidavits of the
said petitioner dated May 25, 1938, and (2) of the attesting
notary and witnesses also dated May 25, 1938, having been
read:

It is ordered that the last will of Bernard David Cooray
Bulathsinhala, 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 in the said last 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
June 30, 1938, show sufficient cause to the satisfaction
of this court to contrary.

May 27, 1938.

W. SANSONI,
District Judge.

27
In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Peter Martin Macdonald, late
No. 8,457. of Sans Souci, Hampton road, Teddington
in the County of Middlesex, deceased.

THIS matter coming on for disposal before W. Sansoni, Esq.,
District Judge of Colombo, on June 10, 1938, in the presence
of Messrs. Julius & Creasy of Colombo, Proctors, on the
part of the petitioner, Eric Lionel Fraser of Colombo; and

the affidavit of the said petitioner dated June 4, 1938, 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 June 1, 1938, having been read : It is ordered that the will of the said deceased dated March 2, 1931, 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 July 7, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 16, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Mrs. Lolly Dora Somaratne Cooray of 37/5 and 6, Dematagoda place, Colombo, deceased.

Nawalage Ariyapala Somaratne alias Tobias Cooray of 37/5 and 6, Dematagoda place, Colombo Petitioner.

(1) Indranee Dama Cooray of Dematagoda place, a minor, appearing by her guardian *ad litem* (2) Batuwattegamage Nethy de Silva of Driberg's lane, Maradana, Colombo Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 27, 1938, in the presence of Mr. G. E. Weerakkody, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner dated April 7, 1938, having been read :

It was 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 her for all the purposes of this action, (b) that the petitioner be and he is hereby declared entitled, as husband 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 June 30, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 27, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Albert Martin Perera Ranasinghe of Regent street in Colombo, deceased.

Emaly Amarasiri Gunawardena of Regent street, Colombo Petitioner.

Vs.

(1) Stephen Perera Ranasinghe, (2) Mrs. E. P. Manchanayake of Pannipitiya, (3) Hector de Alwis, (4) Edgar de Alwis, (5) Cecil de Alwis, (6) Ray de Alwis, all of Mount Lavinia, (7) Erriek de Alwis, (8) Mrs. A. N. R. Gunasekera, (9) Mrs. C. E. Weerakkody, (10) Irene de Alwis, minor, appearing by her guardian *ad litem*, (11) H. E. de Alwis Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on June 10, 1938, in the presence of Mr. E. P. Rupasinghe, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner having been read :

It is ordered (a) that the 11th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 10th respondent abovenamed, to represent her for all the purposes of this action, and (b) that the Public Trustee of Ceylon be and he is hereby declared entitled to have letters of administration of his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before July 7, 1938, show sufficient cause to the satisfaction of the court to the contrary.

June 10, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Ann Phillips of Desmond Private Hotel, Leanington Spa in the County of Warwick, England, formerly of Park View Hotel, Hyde Park Corner, in the County of London, England, widow, deceased.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on June 15, 1938, in the presence of Messrs. F. J. & C. de Saaram, Proctors, on the part of the petitioner, William Watt Addison Phillips of Mousakande Group, Gammaduwa, in the Island of Ceylon ; and (1) the affidavit of the said petitioner dated May 27, 1938, and (2) the order of the Supreme Court dated May 16, 1938, having been read : It is ordered that the last will and testament of the said Ann Phillips, deceased, dated November 26, 1929, a certified copy of which under the Seal of the District Probate Registry at Birmingham of His Majesty's High Court of Justice in England 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 William Watt Addison Phillips is one of the executors named in the said last will and testament, and that he is entitled to have probate issued to him accordingly, power being reserved of making the like grant to the other executors named in the said last will and testament, unless any person or persons interested shall, on or before June 30, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 15, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Mohammed Shamsudeen Sufi No. 8460. Issa of Barber street, Colombo, deceased.

Assena Marikar Areefa Umma also known as Umma Areefa of Messenger street, Colombo Petitioner.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on June 15, 1938, in the presence of Mr. A. M. Fuard, Proctor, on the part of the petitioner above named ; and (1) affidavits of the said petitioner dated June 14, 1938, and (2) of the attesting notary and one of the witnesses also dated June 14, 1938, having been read :

It is ordered that the last will of Mohammed Shamsudeen Sufi Ismail, 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 in the said will and that she is entitled to have probate thereof issued to her accordingly, unless any person or persons interested shall, on or before June 30, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 15, 1938.

W. SANSONI,
District Judge.

In the District Court of Avissawella.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Vithanage Nonnohamy of Eluwana, deceased.

Wadiyarallage Pabnis Appuhamy of Eluwana Petitioner.

(1) Wadiyarallage Panchappuhamy of Eluwana, (2) Wadiyarallage Ban Menika, and her husband, Kanle Widanelage Martin Singho, both of Morawatta, (3) Wadiyarallage Podi Menike, and her husband, Vithanage Don Carolis Appuhamy, both of Kanampella, (4) Wadiyarallage Angohamy, and her husband, Peli Aratchillage Podi Singho, both of Eluwana, (5) Wadiyarallage Podi Nona, and her husband, Edirisinghe Mudiyansele Puchi Singho, both of Danoruwa, (6) Wadiyarallage Marthenis Appuhamy of Yatiyantota, (7) Wadiyarallage Puchi Nona, and her husband, Ambalanpitiya Aratchillage Davith Singho, both of Amanawala, (8) Wadiyarallage Carolis Appuhamy of Eluwana (the 6th and 8th minor respondents by their guardian *ad litem* the 1st respondent) Respondents.

THIS matter coming on for final disposal before J. Wilmot Perera, Esq., District Judge of Avissawella, on March 11, 1938, in the presence of Mr. Allan Senanayaka,

Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated March 10, 1938, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as eldest son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before March 31, 1938, show sufficient cause to the contrary to the satisfaction of this court.

J. WILMOT PERERA,
District Judge.

March 11, 1938.

This *Order Nisi* is extended and reissued for June 28, 1938.

S. S. J. GUNASEKERA,
District Judge.

June 14, 1938.

In the District Court of Negombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Weerasirige Rokimu Fernando of 3rd Division, Hunupitiya, Negombo, deceased.

Liyanadurage Maria Fernando of 3rd Division, Hunupitiya, Negombo Petitioner.

Vs.

(1) Weerasirige Caithan Fernando, (2) ditto Pelomina Fernando, (3) ditto Catherina Fernando, (4) ditto Robertine Fernando, (5) ditto Petronila Fernando, (6) ditto Agnes Fernando, (7) ditto Remigius Fernando, (8) ditto Marku Fernando, all of 3rd Division, Hunupitiya, Negombo Respondents.

THIS matter coming on for disposal before T. Weerasirige, Esq., District Judge of Negombo, on June 1, 1938, in the presence of Mr. F. W. Gooneratne, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner dated June 1, 1938, and May 11, 1938, respectively, and the affidavit dated May 29, 1938, of M. D. A. S. Gunasekera, the attesting notary, having been read:

It is ordered that the joint last will and testament of the above-named deceased, No. 150 dated August 30, 1911, attested by M. D. A. S. Gunasekera, Notary Public, the original of which has been deposited in this court, be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before June 27, 1938, show sufficient cause to the contrary to the satisfaction of this court.

It is further ordered that the petitioner above named be and she is hereby declared entitled, as executrix named in the last will to have probate to same issued to her, unless the respondents above named or any other person or persons interested shall, on or before June 27, 1938, show sufficient cause to the satisfaction of this court to the contrary.

T. WEERARATNE,
District Judge.

June 1, 1938.

In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Illeperuma Aratchige Don Henry Perera, No. 2,816. deceased of Imbulla.

(1) Illeperuma Aratchige Don Simon Gobetilleke, (2) ditto Samaraweera Mithraratne, (3) ditto Chandrapala Mithraratne, all of Pamunugama, (4) ditto Dona Adeline Nona of Suwarapola Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., Additional District Judge of Kalutara, on May 19, 1938, in the presence of Mr. D. E. de Silva, Proctor, on the part of the petitioner, Handegodagamage Baby Nona de Silva of Imbulla; and the affidavit of the said petitioner dated April 1, 1938, having been read: It is ordered that the petitioner above named 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 or any other person or persons interested shall, on or before June 30, 1938, show sufficient cause to the satisfaction of this court to the contrary.

E. O. C. VANDERGER,
District Judge.

May 19, 1938.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mahamudiyanselage Walauwe Punchi No. T 38. Mahatmayo, deceased, of Meewatura in Nagapalata of Uduuwara.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on June 2, 1938, in the presence of Mr. M. Taylor, Proctor, on the part of the petitioner, Agalakotuwegedera Punchi Banda; and the affidavit of the said petitioner dated April 25, 1938, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the above-named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents (1) Agalakotuwegedera Navaratne Banda, (2) ditto Muttu Banda by their duly appointed guardian *ad litem* Agalakotuwegedera Agalakotuwa or any other person or persons interested shall, on or before June 30, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 2, 1938.

R. F. DIAS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kalitota Kuruwe/Aratchige Podisingho No. 7,819. de Silva of Meeripenna, Talpe, deceased.

Wedage Sybina Dheerasekera of Meeripenna. Petitioner.

And

(1) Mrs. K. A. Gunawardena, (2) Mrs. D. D. Gurusinghe, (3) K. K. Wilfred de Silva, (4) K. K. Adlin de Silva, (5) K. K. Evelyn de Silva, all of Meeripenna, (6) Mrs. K. A. Gunawardena, guardian *ad litem* over the 3rd, 4th, and 5th, minors Respondents.

THIS matter coming on for disposal before S. S. Jayawickrema, Esq., District Judge, Galle, on May 19, 1938, in the presence of Mr. F. W. E. de Vos, Proctor, on the part of the said petitioner; and the affidavit of the said petitioner dated May 19, 1938, having been read:

It is ordered that the said 6th respondent be appointed guardian *ad litem* over the 3rd to 5th minor respondents, unless the said respondents or any person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner above named is entitled to have letters of administration to the estate of the said deceased issued to her accordingly, unless the said respondents or any person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,
District Judge.

Date for showing cause is extended to June 30, 1938.

June 21, 1938.

N. M. BHARUCHA,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of No. 3,994. Manikkii Badaturuge Babunhamy alias Jasohamy, late of Mirissa, deceased.

Geeganage Danister Silva Weerasuriya of Mirissa Petitioner.

Geeganage Charles de Silva Weerasuriya alias Charles de Silva Geeganage of Mirissa Respondent.

THIS action coming on for disposal before James Joseph, Esq., District Judge of Matara, on February 17, 1938, in the presence of Mr. S. Samarasinhe, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated January 15, 1938, having been read; it is ordered that (1) that the petitioner above named be and he is hereby declared entitled, as son of the deceased, to have letter of administration to the estate of the deceased

above named, unless the respondent above named or any other person or persons interested shall, on or before April 11, 1938, show sufficient cause to the satisfaction of this court to the contrary.

February 18, 1938.

K. D. DE SILVA,
District Judge.

The above *Order Nisi* is hereby extended till June 6, 1938.

April 11, 1938.

EDMUND H. WIJETUNGE,
District Judge.

The above *Order Nisi* is hereby further extended till August 1, 1938.

June 6, 1938.

J. JOSEPH,
District Judge.

In the District Court of Jaffna.

Order Nisi.

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Testamentary In the Matter of the Estate of the late Jurisdiction. Kandar Periatamby *alias* Ramanathan of No. 193. Karaitivu East, deceased.

Apiraman, widow of Kandar Periatamby *alias* Ramanathan of Karaitivu East, Petitioner.

Rb. 16
(1) Kandiah Sundarampillai, (2) Kandiah Vinasi-tamby, (3) Haripathy widow of Veeragatty, and (4) Ponnuppillai *alias* Ponnammah, daughter of Kandar, all of Karaitivu East, Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on October 22, 1935, in the presence of Mr. A. Kanagasabai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 22, 1935, having been read: It is declared that the petitioner as 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 re-

spondent or any other person shall, on or before November 20, 1935, show sufficient cause to the satisfaction of this court to the contrary.

October 22, 1935.

C. COOMARASWAMY,
District Judge.

Extended and reissued for service on the 1st respondent returnable January 30, 1936.

K. R.,
Secretary.

Extended to July 22, 1938.

June 20, 1938.

C. C.,
D. J.

31 In the District Court of Badulla.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of No. B 1,006. Maradai, daughter of Arumogam Karumbairam of Bandarawela, deceased.

Tholasy Ponnasamy Canniah of Telbedde estate, Badulla Petitioner.

And

(1) Tholasy Ponnasamy Krishnasamy of Bandarawela, (2) Tholasy Ponnasamy Karumam, 17 years, a minor, by her guardian *ad litem* (3) T. K. Sunderam of Bandarawela Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Badulla, on May 27, 1938, in the presence of Messrs. H. J. & W. L. Pinto, Proctors, on the part of the petitioner above named; and his petition dated May 27, 1938, and affidavit dated May 24, 1938, having been read: It is ordered that (a) the third respondent above named be and he is hereby appointed guardian *ad litem* of the second respondent above named, who is a minor, to represent them for all the purposes of this action, and (b) the petitioner above named be and he is hereby declared entitled, as the eldest son of the deceased above named, to administer the estate of the said deceased and to have letters of administration issued to him accordingly, unless the respondents above named or any persons lawfully interested therein shall, on or before July 12, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 27, 1938.

R. R. SELVADURAI,
District Judge.