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(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. 45/36
- No. 11 of 1908. **An Ordinance to amend the Ceylon Post Office Ordinance, 1908.**
- 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 Ceylon Post Office (Amendment) Ordinance, No. of 1938.
- Amendment of section 47 (2) of Ordinance No. 11 of 1908. **2** Section 47 (2) of the Ceylon Post Office Ordinance, 1908, is hereby amended by the addition immediately after paragraph (d) thereof of the following paragraph :—
- “(e) prescribe the procedure for the recovery of money over-paid or erroneously paid to a banker in respect of any money order and provide for the deduction from any money payable to a banker in respect of any money order of any money paid to that banker in excess of what ought to have been paid to him in respect of any other money order.”

Objects and Reasons.

Rules made under section 47 of the Ceylon Post Office Ordinance, 1908, grant special privileges to bankers who present money orders for payment and exempt them from certain formalities insisted on in the case of persons other than bankers. Under the existing law, there is no authority to deduct from any payment due to a banker in respect of any money order any money previously over-paid or erroneously paid to that banker in respect of any other money order.

2. The object of this Bill is to amend the Ceylon Post Office Ordinance so as to enable rules to be made for the recovery of money over-paid or erroneously paid to a banker by the deduction of the amount of such over-payment or erroneous payment from moneys payable to that banker in respect of any other money order. The power proposed to be taken will be in addition to the powers conferred by section 50 of the Ordinance, and the rules proposed to be made will be modelled on the regulations now in force in England in similar cases.

J. L. KOTELAWALA,
Minister for Communications and Works.

Ministry of Communications and Works,
Colombo, July 6, 1938.

MINUTE.

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

- M. L. A.—B. 1396/L. D.—O. 34/36
- An Ordinance to enable the Municipal Council of Galle to make and assess Differential Rates for the Municipal town of Galle, and to validate certain acts of that Council.**
- 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 Galle Municipal Council (Differential Rates) Ordinance, No. of 1938, and shall come into operation on such date (hereinafter referred to as “the appointed date”) as the Governor may appoint by Proclamation published in the Gazette.
- Power of Council to make and assess differential rates. **2** (1) Anything in any written law to the contrary notwithstanding, it shall be lawful for the Council, in making and assessing any rate or rates under section 115 of The Municipal Councils Ordinance, 1910, to make and assess, in respect of any particular area or areas within the town, any rate or rates differing from the rate or rates made and assessed in respect of any other area or areas within the town.
- (2) Subsection (1) shall cease to be in operation after the thirty-first day of December, 1942.

3 All rates made and assessed by the Council and all rates levied by the Council in purported pursuance of the powers conferred by The Municipal Councils Ordinance, 1910, during the period commencing on the twelfth day of November, nineteen hundred and ten and ending on the appointed date, shall at all times and for all purposes be deemed to be and to have been made, assessed, and levied as if the provisions of section 2 (1) had been in force during that period.

Validation of rates assessed and levied by the Council before the appointed date.

4 In this Ordinance, unless the context otherwise requires—

Interpretation.

“ Council ” means the Municipal Council of Galle ;
“ town ” means the area for the time being within the limits of the Municipality of Galle.

Objects and Reasons.

The entire Municipality of Galle does not get the benefit of such services as electric lighting and water. It has been the practice for some time to make and assess different rates in different parts of the town, areas benefited by the electric lighting and water services being assessed at a higher rate than areas not benefited by such services.

2. It was recently pointed out to the Municipality that section 115 of the Municipal Councils Ordinance, 1910, affords no authority for making and assessing different rates in respect of different parts of the town. As the levy of a uniform rate throughout the Municipality is likely to operate harshly on the ratepayers in areas not benefited by the services above mentioned, the Municipality wishes to continue its present practice of levying differential rates.

3. The object of this Bill is to validate all differential rates levied in the past and to provide for a continuance of the practice for a limited period during which the Municipality expects to extend the electric lighting and water services to the entire area not at present benefited by these services.

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

Colombo, July 8, 1938.

MINUTE.

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

L. D.—O 68/38 .

An Ordinance to provide for the construction of written law in cases where such written law is affected by the change of name of the Irish Free State.

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 Irish Free State (Change of Name) Ordinance, No. of 1938.

Short title.

2 (1) Any reference in any written law to the Irish Free State shall be construed as a reference to Eire.

Reference in written law to Irish Free State to be construed as reference to Eire.

(2) In this section, “ Eire ” means the territory which, in accordance with the provisions of the Irish Free State (Agreement) Act, 1922, and the Irish Free State Constitution Act, 1922, of the Imperial Parliament, was required to be styled and known as the Irish Free State.

3 This Ordinance shall be deemed to have come into force on the seventeenth day of May, 1938, being the date of the commencement of the Eire (Confirmation of Agreements) Act, 1938, of the Imperial Parliament.

Retrospective effect of Ordinance.

Objects and Reasons.

Section 1 of the Eire (Confirmation of Agreements) Act, 1938, of the Imperial Parliament, which came into force on May 17, 1938, provides that any reference in any enactment to the Irish Free State shall be construed as a reference to Eire, which is the new name assigned by that Act to the territory formerly styled and known as the “ Irish Free State ”.

2. The object of this Bill is to provide that any reference to the Irish Free State in any written law in force in Ceylon shall be construed as a reference to Eire with retrospective effect from the date on which the change of name became effective under the Imperial Act.

Colombo, July 6, 1938.

J. C. HOWARD,
Legal Secretary.

MINUTE.

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

L.D.—O 302/32

No 14 of 1890.

An Ordinance to amend the Public Officers' Security Ordinance, 1890.

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

Short title.

1 This Ordinance may be cited as the Public Officers' Security Amendment Ordinance, No. of 1938.

Amendment of section 2 of Ordinance No. 14 of 1890.

2 Section 2 of the Public Officers' Security Ordinance, 1890, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (I) (a) thereof by the substitution, for the words "and the making of periodical payments", of the words "and by the deposit of moneys or the making of periodical payments".

Amendment of section 3 of the principal Ordinance.

3 Section 3 of the principal Ordinance is hereby amended by the substitution, for the words "periodical payments", of the words "deposits or periodical payments".

Insertion of new section 11 in the principal Ordinance.

4 The following new section is hereby inserted immediately after section 10, and shall have effect as section 11 of the principal Ordinance :—

Rules relating to personal bond and deposit of moneys or periodical payments.

11. (1) In respect of the way or method, referred to in section 2 of giving security by personal bond and by the deposit of moneys or the making of periodical payments in accordance with the terms of such bond, the Governor may make rules, applicable to all departments of the public service generally or to any specified department or to any specified public officer or class of public officers, for all or any of the following purposes :—

- (a) for prescribing the amount of the security to be given ;
- (b) for prescribing the form and the mode of execution and attestation of the personal bond, and the authority or officer to whom the bond is to be delivered for safe keeping ;
- (c) for prescribing the amount of the initial deposit or payment, the rates and the intervals at which further deposits or periodical payments are to be made, the manner in which and the authority or officer with or to whom such deposits or payments are to be made, and the manner in which the receipt of such deposits or payments is to be acknowledged, and the accounts thereof are to be kept, by such authority or officer ;
- (d) for authorising the crediting of interest on the aggregate amount of the deposits or payments standing to the credit of each officer, until the full amount of the prescribed security is deposited or paid by him, and the payment to such officer of the interest accruing thereafter ; and for prescribing, in any case where no express provision is made by any other written law, the mode of determining the rate and the intervals at which such interest is to be credited or paid, and the form of the interest certificate to be issued to each officer ;
- (e) for authorising, in the case of any department of the public service in respect of which no express provision is made by any other written law, the formation of a Fund to which the deposits or periodical payments made by the officers of that department may be credited ; for providing for the administration of such Fund ; and for prescribing the form or nature of the accounts to be kept in connection therewith and the intervals at which such accounts are to be audited ;
- (f) for prescribing the securities in which, and the conditions subject to which, the whole or any part of any Fund formed under the authority of any rule made under this section, or, where no such Fund has been formed, the whole or any part of the deposits or payments made by the officers, may be invested ;
- (g) for prescribing the circumstances and the manner in which the whole or any part of the deposits or payments and interest standing to the credit of

any officer may be appropriated by order of the head of the department to which the officer belongs, in order to meet any loss incurred by the Crown by reason of any default or omission or any dishonest or negligent act on the part of the officer ;

- (h) for prescribing the circumstances in which the whole or any part of the deposits or payments and interest standing to the credit of any officer may be declared forfeit to the Crown ;
- (i) for prescribing the terms and conditions on which a public officer may be permitted to withdraw the amount of the deposits or payments and interest standing to his credit after his retirement, resignation or dismissal from office ;
- (j) for suspending or modifying the application of such of the provisions of sections 3 to 10, inclusive, as may relate to any of the purposes for which rules are made under this section ; and
- (k) generally for all purposes incidental to or connected with the purposes specifically mentioned in this sub-section.

(2) Every rule made by the Governor under this section shall be published in the Gazette and shall come into operation upon the date of such publication.

5 The amendments made in the principal Ordinance by sections 2 and 3 shall be deemed for all purposes to have come into operation on the date on which the principal Ordinance came into operation.

Retrospective
operation of
sections 2 and
3 of this
Ordinance.

Objects and Reasons.

Although the security required from the officers of the Post and Telegraph Department for the due performance of their duties had from 1886 been given by them in instalments paid at stated intervals or deducted monthly from their salaries, the Public Officers' Security Ordinance which was passed four years later did not recognise this system, which thus remained unauthorised by law until the Post Office Security Fund Ordinance was passed in 1931. The latter Ordinance, however, was primarily meant to provide for the management and use of the moneys collected by way of security from the officers ; and although it contains a Schedule of regulations as to the system of giving security to be followed in the Post and Telegraph Department, it does not deal with the subject comprehensively, nor does it exclude the officers of the Department from the operation of the Ordinance of 1890, which was intended to apply to all public officers. In order to regularise the position the Public Officers' Security Amendment Ordinance, No. 15 of 1935, amended the Ordinance of 1890 by including in it a reference to the system of furnishing security adopted by the Post and Telegraph Department ; but as the method of working the system is not laid down in detail in that Ordinance and has still to be sought for in the Post Office Security Fund Ordinance, some difficulty has been experienced in actual practice in applying two different sets of provisions simultaneously. A further problem has now been created by the discovery that the officers of the Railway and the Public Works Departments have for many years followed a similar extra-legal method of giving security and that in their case too this method has to be authorised by law. It has therefore been decided that the Public Officers' Security Ordinance, 1890, should be further amended by the addition of a new section enabling the Governor to make rules of procedure, applicable to all Departments of the public service generally or to any specified Department, for the purpose of prescribing the details of this method of giving security and the manner in which the fund created out of the cash security collected by each Department should be administered. The proposed section is set out in Clause 4 of this Bill, some preliminary amendments necessary in sections 2 and 3 of the Ordinance being first dealt with in Clauses 2 and 3.

2. Those parts of the Post Office Security Fund Ordinance, 1931, which now make provision for the same matters are to be repealed at the same time. For this purpose a separate Bill to amend that Ordinance will be introduced as a complementary measure immediately after this Bill.

Colombo, June 30, 1938.

H. J. HUXHAM,
Financial Secretary.

MINUTE.

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

	L. D.—O 68/38
No. 26 of 1927.	An Ordinance to amend the Medical Ordinance, 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 Medical (Amendment) Ordinance, No. of 1938.
Amendment of section 12 of Ordinance No. 26 of 1927.	2 Section 12 of the Medical Ordinance, 1927, (hereinafter referred to as "the principal Ordinance"), is hereby amended in paragraph (a) thereof by the substitution, for the word "surgery" of the words "surgery or in dental surgery";
Amendment of section 45 of the principal Ordinance.	3 Section 45 of the principal Ordinance is hereby amended in paragraph (b) of sub-section (1) of that section by the substitution, for the words "a diploma of efficiency in dentistry", of the words "a diploma as a licentiate in dental surgery or a diploma of efficiency in dentistry".

Objects and Reasons.

The object of this Bill is to amend the Medical Ordinance, 1927, so as to enable the Medical College Council to issue diplomas as Licentiates in Dental Surgery and to provide for the registration as dentists of persons who hold such diplomas.

Ministry of Health,
Colombo, July 13, 1938.

W. A. DE SILVA,
Minister for Health.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court, for the Central Province will be holden at the Court-house at Kandy, on Monday, August 1, 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,
Kandy, July 19, 1938.

T. A. HODSON,
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Kurunegala, will be holden at the Audience Hall at Kandy, on Monday, August 1, 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,
Kurunegala, July 13, 1938.

R. Y. DANIEL,
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Anuradhapura, will be holden at the Court-house at Kandy, on Monday, August 1, 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,
Anuradhapura, July 13, 1938.

A. B. KARALLIADDE,
for Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Badulla, will be holden at the Court-house at Kandy, on Monday, August 1, 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,
Badulla, July 13, 1938.

T. J. MENDIS,
for Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Kegalla, will be holden at the Court-house at Kandy, on Monday, August 1, 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, July 13, 1938.

R. S. V. POULIER,
Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,155. In the matter of the insolvency of Felix Theodore Murugupillai of 289, Galle road, Mount Lavinia.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 6, 1938, for the grant of a certificate of conformity to the insolvent.

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

In the District Court of Colombo.

No. 5,183 In the matter of the insolvency of Abdul Insolvency. Latiff Abdul Karim and Mohamed Dada, both carrying on business under the name, style, and firm of M. A. Latiff & Co. at 738, Hill street, 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 August 2, 1938, for approval of conditions of sale.

By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,206. In the matter of the insolvency of Manamalage Emmanuel Fernando of 197, Galle 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 September 6, 1938, for the grant of a certificate of conformity to the insolvent.

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

In the District Court of Colombo.

No. 5,245. In the matter of the insolvency of Don Albert Wijemanna of 440, Wadiya road, Dehiwala.

WHEREAS the above-named Don Albert Wijemanna has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by E. S. Fernando of Galle road, Mount Lavinia, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Don Albert Wijemanna insolvent accordingly; and that two public sittings of the court, to wit, on August 23, 1938, and on September 20, 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.

July 11, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,247. In the matter of the insolvency of Joachim Philip Alto Sebastian Ratnayake of 31, Bonjean road, Kotahena, Colombo.

WHEREAS the above-named J. P. A. S. Ratnayake has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by G. P. Don Gabriel of Wellampitiya in Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. P. A. S. Ratnayake insolvent accordingly; and that two public sittings of the court, to wit, on August 30, 1938, and on September 20, 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.

July 12, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,248. In the matter of the insolvency of Mavanna Sodalaimuthu Thevar of 197, Armour street, Colombo.

WHEREAS the above-named M. S. Thevar has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. P. K. Nadar of 193, Armour street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. S. Thevar insolvent accordingly; and that two public sittings of the court, to wit, on August 30, 1938, and on September 20, 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.

July 13, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,249. In the matter of the insolvency of Walter Franklin Harvard Perera of 295, Station road, Mount Lavinia.

WHEREAS the above-named W. F. H. Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by G. P. Silva of Mount Lavinia, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said

W. F. H. Perera insolvent accordingly; and that two public sittings of the court, to wit, on August 30, 1938, and on September 20, 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.

July 13, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Kandy.

No. I. 3. In the matter of the insolvency of Hubert Arthur Deutrom of Bournbrook estate, Peradeniya.

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 August 19, 1938, to appoint an assignee.

By order of court, E. J. DE ZILVA,
Kandy, July 18, 1938. Acting Secretary.

In the District Court of Kandy.

No. 2,132. In the matter of the insolvency of Randeniye Don Walter Perera of Mosville Group, Dolosbage.

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 August 26, 1938, to consider the granting of a certificate of conformity to the above-named insolvent.

August 16, 1938. By order of court, R. MALALGODA,
Secretary.

In the District Court of Chilaw.

No. 46/ In the matter of the insolvency of Joseph Francis Anthony Fernando carrying on business under the name, style, and firm of Messrs. S. M. J. Fernando & Co., at Chilaw and Puttalam, insolvent.

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 August 19, 1938, for auditing the accounts submitted by the assignee.

July 13, 1938. By order of court, S. P. STOUTER,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Tabet Suly of 68, Second Cross street, Colombo Plaintiff.
No. 970/S. Vs.

(1) Shafeek El Dakkak, (2) Fathimah El Dakkak, both of Rosecot, Mirihana, Nugegoda, presently of Wattala Defendants.

NOTICE is hereby given that on Wednesday, August 17, 1938, commencing at 4 p.m., will be sold by public auction at the respective premises in their respective order the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 1,312.54, with legal interest thereon from April 22, 1936, till payment in full, viz. :—

1. All the right, title, and interest of the defendants in and to all those premises bearing assessment Nos. 18¹ to 18², 19 and 30¹ and 30² (presently Nos. 37/1-12 and 37/14, 37/18-27, 39, 41, 43, and 47) and Ward No. 2114 with the buildings thereon situated along Symonds' road within the Municipality and District of Colombo, Western Province; bounded on the north by the property presently of Mr. T. A. G. Noorbhai bearing assessment No. 17 and Ward No. 2113 formerly of Abubacker Meeram Pillai and Colombo Municipality, east by a divided portion of this land marked A presently bearing assessment No. 19 to 23 facing Second Division, Maradana, south by property of S. L. Abdul Carim and premises Nos. 4¹ and 4² and Ward No. 2124 of S. L. Mohamed Abdul Cader, and west by Symonds' road; and containing in extent 1 rood and 7 82/100 perches, as per plan 8/1923 dated February 16, 1923, made by C. H. Frida, Licensed Surveyor (save and except however

therefrom a portion of land in length 59 feet and 6 inches and breadth 16 feet and 2 inches together with a new upstairs building bearing assessment No. 19 now No. 35 and all that allotment of land bearing assessment No. 41, Symonds' road in Second Division, Maradana, aforesaid, in extent 5 perches; registered under title A 160/269.

2. All the right, title, and interest of the defendants in and to all that portion of land in length 59 feet and 6 inches and in breadth 16 feet and 2 inches together with the new upstairs building bearing assessment No. 19 (now No. 35), Symonds' road aforesaid; and bounded on the north by premises No. 18, south by a passage, west by Symonds' road, and east by the other portion of the same land together with the electric and other fittings thereon and which said premises is a portion of all those premises bearing assessment Nos. 18¹ to 18²¹, 19 and 3c¹ and 3c² and Ward No. 2114 to 2123 with the buildings thereon situated along Symonds' road aforesaid; and containing in extent 1 rood and 7 $\frac{82}{100}$ perches; and registered under title A 160/269.

3. All the right, title, and interest of the defendants in and to all that allotment of land bearing assessment No. 41, Symonds' road aforesaid; and bounded on the north by a passage, on the east by a part of the same land bearing assessment Nos. 37/1-27 (now Nos. 37/1-12 and 37/14, 37/18-27), on the south by a part of the same land bearing assessment No. 47, and on the west by Symonds' road; containing in extent 5 perches; and registered under title Colombo A 247/287. The said premises is a portion of all those premises bearing assessment No. 18(1) to 18(21), 19 and 3c¹ and Ward Nos. 2114 to 2123 with the buildings thereon situated along Symonds' road aforesaid; containing in extent 1 rood and 78 $\frac{82}{100}$ perches; and registered under title Colombo A 160/269.

Fiscal's Office,
Colombo, July 20, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

P. A. Perera of 19, Maligakanda road,
Colombo Plaintiff.
No. 2,093/S. Vs.

J. D. Dharmasena of Dhammika Nivasa, 13, Mount
Mary road, Maradana, in Colombo Defendant.

NOTICE is hereby given that on Monday, August 15 1938, at 11 A.M., will be sold by public auction at 99, Dam street, Pettah, Colombo, the following movable property for the recovery of the sum of Rs. 710, with legal interest thereon from date of decree November 5, 1937, till payment in full, less a sum of Rs. 160, viz. :—

In No. 1 Almirah.—22 account books (leather bound), 128 books ditto, 25 account books (small), 8 check rolls, 1 lot exercise books.

In No. 2 Almirah.—1 lot English books, 1 lot Sinhalese books, and envelopes.

In No. 3 Almirah.—40 books (leather bound), 1 lot books (small).

In No. 4 Almirah.—12 writing pads, 50 letter clips, 16 letter books (leather bound), 1 lot Sinhalese books, 1 lot sundries.

In No. 5 Almirah.—1 lot English and Sinhalese books.

In No. 6 Almirah.—1 lot Sinhalese school books.

In No. 7 Almirah.—1 lot Sinhalese books (old).

In No. 8 Almirah.—1 lot sundries.

In No. 9 Almirah.—1 lot stationery.

In No. 10 Show case.—4 bottles ink, 6 gum bottles, 4 ink-stands.

One cash register, 2 small show cases with sundries, 2 counters, 2 office tables, 1 small show case, 1 iron safe, 2 tables, 1 pigeon hole, 1 show case, 1 stand.

In Upstairs.

In No. 11 Almirah.—1 lot books.

In No. 12 Almirah.—1 lot books (old).

In No. 13 Almirah.—1 lot books (old).

In No. 14 Almirah.—1 lot books (old).

In No. 15 Almirah.—1 lot Buddhist religious books (Bana).

In No. 16 Almirah.—1 lot books (old).

In No. 17 Almirah.—1 lot books (old).

In No. 18 Almirah.—1 lot books (old).

In No. 19 Almirah.—1 lot books (old).

In No. 20 Almirah.—1 lot books (old).

In No. 21 Almirah.—250 books.

In No. 22 Almirah.—1 lot books (old).

One Underwood typewriter, 2 office tables, 5 chairs, 1 clock, 20 almirahs, 3 show cases, 1 lot sundries.

Fiscal's Office,
Colombo, July 20, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

In the matter of the estate of Ahamed Ally Suffra Umma of Messenger street, Colombo, deceased.

No. 5,632 Testy.

Gerald Ernest de Alwis, Secretary, District Court,
Colombo Official Administrator.

NOTICE is hereby given that on Tuesday, August 16, 1938, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the estate of the above-named deceased in the following property for the recovery of the sum of Rs. 500-60, with interest at 4 per cent. per annum from November 17, 1931, to date of payment, together with a further sum of Rs. 99 (Rs. 90 being penalty imposed by the Commissioner of Stamps and Rs. 9 being deficiency of stamp duty), viz. :—

All that premises bearing assessment Nos. 405 and 407, situated at Second Division, Maradana, within the Municipality and District of Colombo, Western Province (one block); bounded on the north by premises bearing assessment No. 1, Temple road, belonging to K. M. N. S. P. Natchiappa Chettiar, east by assessment No. 409, Second Division, Maradana, belonging to K. M. N. S. P. Natchiappa Chettiar, south by high road, and on the west by premises bearing assessment No. 403 belonging to the estate of Lucia Moraes; containing in extent 8 perches more or less.

Fiscal's Office,
Colombo, July 20, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

Muhandiramge Hendrick Gomes of Etul Kotte in the
Palle pattu of Salpiti korale; Colombatanriga
Ceciliana Perera Hamine of Etul Kotte, administratrix
of the estate of Muhandiramge Hendrick Gomes,
deceased, substituted in place of the plaintiff .. Plaintiff.

No. 5,831.

Vs.

Bethmage Neris Perera of Pattiayagama in the Ganga-
boda pattu of Siyane korale Defendant.

NOTICE is hereby given that on Thursday, August 18, 1938, at 3.30 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 149 dated April 11, 1928, attested by W. H. Wickramasinghe, Notary Public, and ordered to be sold by the order of court dated June 28, 1938, for the recovery of the sum of Rs. 2,000, together with interest thereon at 9 per cent. per annum from October 23, 1936, till payment in full, viz. :—

All that portion of land called Kiripellagahawatta together with the buildings standing thereon, situated at Pita Kotte in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by a portion of this land belonging to Attawudage Amaris Dias, on the east by the high road, on the south by the land belonging to Nonno Hami, and on the west by a field; containing in extent 17 perches as per plan No. 8,678 dated July 12, 1926, made by D. A. K. B. Kulatileke, Licensed Surveyor, which land is a divided portion from and out of the entire land called Kiripellagahawatta, situated at Pita Kotte aforesaid; and bounded on the north by the live fence separating a portion of this land, on the east by the high road, on the south by a live fence separating a portion of this land, and on the west by the ditch; containing in extent about 1 acre; and registered in M 269/276.

Fiscal's Office,
Colombo, July 20, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

(1) Edwin de Livera, (2) Felix Reginald Dias, (3)
Felix Lionel de Alwis, (4) Donald Obeyasekera, all
of Colombo, Trustees of All Saints' Church, Hulfts-
dorp, Colombo. Plaintiffs.

No. 6,929.

Vs.

Don Simon Wijesinghe of Aruppassa in the Udugaha
pattu of Siyane korale Defendant.

NOTICE is hereby given that on Friday, August 19, 1938, at 3.30 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 1,176 dated October 14, 1927, attested by J. H. Perera 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 May 30, 1938, for the recovery of the sum of Rs. 1,858-33 together with further interest on Rs. 1,000 at 9 per cent. per annum from date of decree

September 3, 1937, and limited to 18 months or till payment in full whichever is shorter, and costs of suit Rs. 181·80, viz. :—

An undivided 1/7 of Moragahawatta and the adjoining Godakumbura, situated at Aruppassa in the Udugaha pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by the garden of Sarnelis Appuhamy, east by the field of R. Peter Sinno and others, south by the garden of R. Sinno Appuhamy and others, west by the garden of Appu Sinno Appuhamy and others; containing in extent 26 acres 1 rood and 35 perches.
Registered F 78/183.

Fiscal's Office,
Colombo, July 20, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

Central Province.

In the District Court of Colombo.

Muttiah Chettiar Nadarajan Chettiar of 155, Sea street, in Colombo, carrying on business under the name, style, and firm or vilasam of Moona Rawanna Mana Moona Moona Nana, also known as M. R. M. M. M. N. Plaintiff.

No. S/2,476. Vs.

(1) Nana Kader Meera Rawuther, son of Nathar Saibo Rawuther, (2) Thoona Vavenna Kavenna Abdul Rahaman Rawuthier, son of Kader Meera Saibo, (3) Thoona Vavenna Kavenna Mohamedu Bawa, son of Kader Saibo, (4) Thoona Vavenna Kavenna Mohammadu Ibrahim, son of Kader Meera Saibo, (5) Sana Vavenna Peer Mohammadu Rawuther, son of Wappu Rawuther, and (6) Oona Seyadu Ibrahim, son of Ossen Rawuther, all of 44, Third Cross street in Colombo, carrying on business under the name, style, and firm of T. V. K. Cader Meera Saibo and Co., presently of Hatton Defendants.

NOTICE is hereby given that on Monday August 15, 1938, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants for the recovery of the sum of Rs. 23,599·22, with interest on Rs. 15,000 at 13½ per cent. per annum and on Rs. 1,000 at 12 per cent. from March 17, 1938, till May 9, 1938, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and poundage in the following property, all the right, title, and interest of all the defendants in the following land, to wit :—

All that specific or divided portion of the land called and known as Hatton and bearing assessment Nos. 105 to 117, situate at Hatton town in Kandy District, Central Province; containing in extent 3 roods and 17 perches; and bounded on the north by part of Hatton estate and property of Mr. C. E. A. Dias, east by approach road and Government property, south by property of Government court-house, &c., west by C. G. R. reservation, part of Hatton estate and property of Mr. C. E. A. Dias.

Fiscal's Office,
Kandy, July 12, 1938.

H. C. WIJESINHA,
Deputy Fiscal.

In the Court of Requests of Kandy.

Mohamed Sheriff Bai by his attorney Mohamed Assen of Cross street, Kandy Plaintiff.

No. 21,889. Vs.

(1) Mrs. Ellen Dullewe, (2) R. Dullewe, both of Mola-dande Walauwa in Kiribathkumbura of Yatinuwara Defendants.

NOTICE is hereby given that on Saturday, August 27, 1938, 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, viz. :—

1. All that field called Dawakekumbura of 5 pelas paddy sowing extent, situate at Moladanda in Ganga-palata of Yatinuwara in the District of Kandy, Central Province; and bounded on the east by Meegasange-kumbura, south by Degahakumbura and Kahatagodakumbura, west by Walauwewatta, and north by Imbul-pitiyawekumbura.

2. The land called Walauwewatta of 3 amunams in paddy sowing extent, situate at Moladanda aforesaid; and bounded on the east by Dawakekumbura, south by Dandeniyewatta and Egodawatta, west by Ketalamadit-tedawata, and north by Kiriwadeniyowatta.

Amount of writ Rs. 260·25 with interest on Rs. 233 at 9 per centum per annum from April 21, 1937, till payment in full and poundage.

Fiscal's Office,
Kandy, July 19, 1938.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Mena Pana Lana Nawanna Nagappah Chettiar of Gampola Plaintiff.

No. 44,624. Vs.

Gurunnehegedara Muhammadu Lebbe Hadjiyar Meera Lebbe of Illawatura in Gangapahala korale of Udapalata Defendant.

NOTICE is hereby given that on Saturday, August 20, 1938, at 12 noon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 21,175 dated July 29, 1925, and attested by J. W. Wickremasinghe, Notary Public, of Kandy, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated June 7, 1938, for the recovery of the sum of Rs. 812·39 plus interest Rs. 278·43 up to July 31, 1937, aggregating to Rs. 1,090·82, with further legal interest on Rs. 812·39 from August 1, 1937, till payment in full and poundage, viz. :—

All that portion of land in extent 12 feet in length along the road and 127 feet from the road to inside the garden together with the buildings and plantations thereon from and out of all those contiguous lands called (1) the eastern portion out of Beminipelewatta of 4 kurunics paddy sowing extent; and (2) Bamunupolawatta of 6 seers kurakkan sowing extent, both forming one property, situate at Kahatapitiya in Gangapahala korale of Udapalata in the District of Kandy, Central Province; and which said portion of land 12 feet in length and 127 feet from the road to inside the garden is bounded on the north by the remaining portion of this land, and east by high road, south by the remaining portion of this land, and west by Beminipelekumbura and registered in D 99/194 and now registered in D 122/24 and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,
Kandy, July 19, 1938.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Suwami Pandi-koralage Daniel Perera of Allakolla estate, Madulkele Plaintiff.

No. 48,760. Vs.

(1) Suwami-pandi-koralage William Perera Appuhamy of 86, Nagolla road, Matale, (2) M. D. Pieris of U. D. C., Arachchi, Matale. Defendants.

NOTICE is hereby given that on Friday, August 19, 1938, at 1 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said 1st defendant in the following property mortgaged with the plaintiff upon bond No. 2,350, January 16, 1932, attested by Mr. P. de S. Jayawardena, Notary Public, Matale, and declared especially bound and executable under the decree in this action, and ordered to be sold by the order of court dated July 7, 1938, for the recovery of Rs. 1,339·69½ with further interest on Rs. 813 at the rate of cents ten per Rs. 10 per month from June 17, 1937, up to September 6, 1937, and thereafter legal interest on the aggregate amount, till payment in full, and costs Rs. 102·83, and poundage, viz. :—

An undivided one half share from and out of all that contiguous allotments of land and of the plantations, houses, and everything thereon, comprising the lots called Enderukotuwa of 3 roods and 14 9/100 perches, and Milaghamulahena of 33 perches, adjoining one another and presently forming one land of 1 acre and 7 9/100 perches, bearing assessment No. 86, situated at Nagolla in the town of Matale in the District of Matale, Central Province; and bounded on the east by Kotuwegedera-watta, on the south by the house and land owned by Dona Anna Perera Hamine, and Jayasingha, on the west by Balakaduwa road, and on the north by lands owned by Kumaru pillai and A. L. S. de Silva.

Deputy Fiscal's Office,
Matale, July 19, 1938.

H. E. TENNEKON,
Additional Deputy Fiscal.

Southern Province.

In the Court of Requests of Balapitiya.

Mediba Esalon de Zoysa of Pathegama Plaintiff.
No. 20,980. Vs.

Mukundadura Missiehamy Perera Wijeratne and
another of Pathegama Defendants.

NOTICE is hereby given that on Monday, August 15, 1938, 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 defendants in the following property, viz. :—

The defined portion of the land called Hunugewatta, situated at Pathegama in Welitara in the Bentota Walalla-witi korale, Galle District; bounded on the north by Heemagewatta, east by the V. C. road leading to Galwehera and a portion of this land, south by Codekadewatta and the V. C. road leading to Madu-ganga, and west by Angariwatta; and containing in extent 2 roods and the $\frac{1}{4}$ of the plantation made by Missie Perera thereon.

Writ amount Rs. 55.83 with legal interest on Rs. 47.25 from January 6, 1937.

Fiscal's Office,
Galle, July 18, 1938.

T. D. S. DHARMASENA,
Deputy Fiscal.

In the District Court of Matara.

Don Adirian Abeywardene Wickremasinghe of
Kirinda Plaintiff.
No. 6,260. Vs.

(11) Hewa Ramanayakage Belpage Babunappu of
Magin-palaha Defendant.

NOTICE is hereby given that on Friday, August 19, 1938, commencing at 2.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property for the recovery of a sum of Rs. 50, viz. :—

All that soil, plantations, and buildings of the divided and separated lot No. 2 of the land called Pannas-Wadiye-Mahawatta, situated at Kirinda in Gangaboda pattu of Matara District, Southern Province; and bounded on the north by Tennapitahena and Karametiawatta, east by Karametiawatta and Lindumulahena, south by road, and on the west by lot No. 1 of the same land; and containing in extent 3 acres 2 roods and 36 perches.

Deputy Fiscal's Office,
Matara, July 15, 1938.

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

In the Additional Court of Requests of Matara.

Sudusinha Carolisappu of Gandarawatta in
Dondra Plaintiff.
No. 21,196. Vs.

Dapanadurage Sadiris of Gandarawatta in
Dondra Defendant.

NOTICE is hereby given that on Monday, August 22, 1938, 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 property for the recovery of a sum of Rs. 313.91, viz. :—

An undivided $\frac{1}{4}$ share of Mahapittieniyewatta *alias* Gulugahawatta in extent 8 acres 2 roods and 13/21 shares of a perch together with an undivided $\frac{1}{2}$ share of the planter's $\frac{1}{2}$ share of the 3rd plantation and the 13-cubit tiled house standing thereon, situated at Gandarawatta in Dondra in Wellaboda pattu of Matara District, Southern Province; and bounded on the north by Kosgahawatta, east by Talgahawatta, and Deundaragewatta *alias* Ambagahawatta, south by Delgahahenewatta, and on the west by Awariyagahahena.

Deputy Fiscal's Office,
Matara, July 19, 1938.

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

In the District Court of Tangalla.

Nandris de Silva Karunanayaka of Radaniara . . Plaintiff.
No. 4,011. Vs.

(1) Naotunne Palliyege Elbias, (2) Naotunne Palliyege Redinsingho, (3) Naotunne Palliyege Davith Singho, (4) Vidanegamage Podisingho, all of Radaniara; 1st to 3rd substituted defendants being minors are represented by the 4th substituted defendant Substituted defendants.

NOTICE is hereby given that on Saturday, August 13, 1938, 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 1st to 4th substituted defendants in the following property for the recovery of Rs. 410.06, and poundage, viz. :—

(1) All that the soil and plantation of the land called Sapugahahena, situated at Buwellagoda in West Giruwa pattu of the Hambantota District; and bounded on the north by Kirama-oya, east by a portion of the land called Kapuhena *alias* the land called Kattadikumbura, south by high road, and west by high road, and reservation along oya, containing in extent about one acre.

(2) All that the soil and plantation of the land called Ketangahawatta, situated at Buwellagoda aforesaid; and bounded on the north by Ketangahawatta, east by Dambahena, south by Palugodehena, and west by Makaralchena, and wela, containing in extent about 3 acres.

(3) An undivided $\frac{1}{2}$ share of the soil and of the plantation of the land called Rukattanagahawatta, situated at Namaneliya in West Giruwa pattu aforesaid; and bounded on the north by a portion of land sold by the Crown, east by Gansabhawa road, south by the village limit of Radaniara, and west by the Crown land, containing in extent about 6 acres.

Deputy Fiscal's Office,
Tangalla, July 12, 1938.

P. D. WEERAMAN,
Additional Deputy Fiscal.

In the District Court of Tangalla.

Tuan Kitchil Cassim Burah, presently of Nugegoda..Plaintiff.
No. 4,229. Vs.

Baba Moon Doole, Salt Storekeeper of Bundala..Defendant.

NOTICE is hereby given that on Saturday, August 20, 1938, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of Rs. 1,405.54, together with legal interest thereon from June 3, 1938, till payment in full, and poundage, viz. :—

At Ranakeliya.

All that land called and known as Walauwewatta together with the plantations standing thereon, situated at Ranakeliya village in Tissamaharama in Magam pattu of the Hambantota District, Southern Province; and bounded on the north by Godakumbura; on the east by Walauwe Irikonda, on the south by the high road, and on the west by the field of Mr. Anwardt, containing in extent 3 $\frac{1}{2}$ acres.

(Valuation Rs. 1,000.)

Deputy Fiscal's Office,
Hambantota, July 14, 1938.

V. L. WIRASINHA,
Additional Deputy Fiscal,

North-Western Province.

In the District Court of Kandy.

Jeremiah Garnet Horsfall of Deanstone estate,
Urugala Plaintiff.
No. 48,309. Vs.

(1) James Alexander Rambukpotha Ratemahatmaya of Kuruwita in Ratnapura, in the Province of Sabaragamawa, and another Defendants.

NOTICE is hereby given that on Saturday, August 20, 1938, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest and claim whatsoever of the said 1st defendant in the following property mortgaged with the plaintiff by bond No. 115 dated June 27, 1930, and attested by Chas. E. A. de Silva 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 March 8/9, 1938, for the recovery of the sum of Rs. 14,000, with interest thereon at the rate of 10 per centum per annum from December 1, 1936, till payment in full, poundage, viz. :—

The Schedule.

All that and those the lands and premises called and known as Rosalie estate, together with the buildings, plantations, and everything thereon comprising the following allotments of land which from their situation as respects each other can be included in one survey, to wit :—

1. An allotment of land called Bammannewatta, situated at Ihalakotuwella in Medapattu korale east of Katugampola hatpattu, in the District of Kurunegala, North-Western Province, of the Island of Ceylon; bounded on the north by lot 2 in P. P. 347, on the east by T. P. 204,702 and lot 46 in P. P. 347, on the south by lots 59, 54A,

and 52 in P. P. 353, and on the west by lot 51 in P. P. 353; containing in extent 2 acres 2 roods and 12 perches according to the survey and description thereof authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date April 26, 1913, No. 291,014.

2. An allotment of land called Bammannawatta and Alhenyaya, situated at Bammanna in the Medapattu korale west of Katugampola hatpattu aforesaid; and bounded on the north by lots 5, 11, and 6c in P. P. 347, on the east by a road, lots 3, 3A, 9, 2A, 47, and 46 in P. P. 347 and T. P. 204,702, on the south by lots 54 and 51 in P. P. 353, on the west by lot 1 in P. P. 347 and lots 53M, 53T, and 53C in P. P. 348; containing in extent 37 acres 1 rood and 39 perches according to the figure and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912, No. 285,365.

3. An allotment of land called Kahatagahumulawatta, situate at Horawadunna in the Medapattu korale west aforesaid; and bounded on the north by lot 53K in P. P. 348, on the east by lots 53M and 53N in P. P. 348, on the south by lots 536 and 62 in P. P. 348, and on the west by lot 53Q in P. P. 348; containing in extent 3 acres and 11 perches according to the survey and description thereof authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date December 16, 1912, which said land formerly described as bounded on the north by the garden belonging to Singho Appu and others, on the east and south by the garden belonging to James Alexander Rambukpotha, Ratemahatmaya of Lower Hewaheta, and on the west by Kolongahumulawatta.

4. An allotment of land called Kolongahumulawatta, situate at Horawadunna aforesaid; and bounded on the north by 51I and 51M in P. P. 348 and an ela, on the east by lots 53K and 53R in P. P. 348, on the south by lot 53R in P. P. 348, and on the west by lots 53R, 53U, and 54V in P. P. 348; containing in extent 5 acres 2 roods and 15 perches according to survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912, No. 285,241.

5. An allotment of land called Kongahumulahena, situate at Horawadunna aforesaid; and bounded on the north by lots 54Q and 51I in P. P. 348, on the east by lots 51I and 51J in P. P. 348, on the south by lot 53V in P. P. 348, and on the west by lots 58 and 54R in P. P. 348; containing in extent 4 acres and 7 perches according to the survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912, No. 285,265 (save and except therefrom an undivided portion of land towards the north sufficient to plant two hundred coconut trees.)

6. An allotment of land called Kongahumulawatta and Tembiligodellehena, situate at Horawadunna aforesaid; bounded on the north by lot 54V in P. P. 348, on the east by lot 53Q in P. P. 348, on the south by lot 53S in P. P. 348, and on the west by lot 53V in P. P. 348; containing in extent 5 acres 3 roods and 22 perches according to the survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912.

7. An allotment of land called Bammannawatta or Thiruwahena, situate at Horawadunna aforesaid; bounded on the north by lots 53K, 53C, and 53R in P. P. 348, on the east by lots 5A and 2 in P. P. 347, on the south by lot 62 in P. P. 348, and on the west by lots 62 and 53P in P. P. 348; containing in extent 7 acres 1 rood and 14 perches, according to the survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date December 16, 1912, No. 286,158.

8. An allotment of land called Paragahumulawatta, situate at Bammanna aforesaid; and bounded on the north by lot 8½C in P. P. 347 and T. P. 204,702, on the east by lot 8½C in P. P. 347, on the south by lot 8½D in P. P. 347, and on the west by lots 9 and 8½A in P. P. 347; containing in extent 1 acre 1 rood and 19 perches according to the survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912, No. 285,353.

9. Divided northern one-fourth part or share of 1 acre 3½ perches in extent out of all that land called Meegahumulawatta of 4 acres and 13 perches in the whole, situate at Horawadunna aforesaid; and which said northern one-fourth part or share is bounded on the east by Rambukpotha Ratemahatmaya's land, on the south by live fence of the portion of this land belonging to Porolis, on the west by live fence of the portion of this land belonging to Piloris, and on the north by the wire fence of the lot 53 in P. P. 348.

10. All that land called Paranawatta of about 3 acres in kurakkan sowing extent, situate at Bammanna aforesaid; bounded on the north by the live fence of Herathamy's land, on the east by Gansabhawa road, on the south by live fence of the garden of Appuhamy Kapurala and others, on the west by the live fence of the garden belonging to Punchiappu.

11. An undivided ½ part or share of all those allotments of lands called Dalugahahena and Dalugahawatta of 2 acres 1 rood and 9½ perches in extent in the whole, situate at Horawadunna aforesaid; and bounded on the north by a road, on the east by lots 51E, 51F, and 50 in P. P. 348, on the south by lot 540 in P. P. 348, on the west by lots 54L and 51A in P. P. 348, and a road.

12. An undivided 7/32 parts or shares of and in and all that land called Hurigahumulawatta of about 3 acres in extent in the whole, situate at Bammanna aforesaid; bounded on the north by the fence of Ismail Lebbe's garden, on the east by the hena belonging to Ibura Lebbe, on the south by the garden of James Alexander Rambukpotha, Ratemahatmaya, and on the west by the wire fence of Sediris Appu's garden.

13. An undivided 2/8 parts or shares of and in all that land called Hurigahumulawatta of about 3 acres in extent in the whole, situate at Bammanna aforesaid; bounded on the east by Hajar Umma's hena, on the south by the land of Rambukpotha Ratemahatmaya, on the west by the land of Janis Appu and others, and on the north by the endaru fence of the garden belonging to Ismail Lebbe.

14. An undivided 37/160 parts or shares of and in all that land called Dewalewatta of about 3 lahas kurakkan sowing extent in the whole, situate at Bammanna aforesaid; and bounded on the east by wela, on the south by Dewale land, on the west by Gansabhawa road, and on the north by wela and cart road.

15. All that portion of land of 1 laha kurakkan sowing in extent towards the north-west out of and from all that land called Meegahahena now a garden, situate at Horawadunna aforesaid; which said portion of land of 1 laha kurakkan sowing towards the north-west is bounded on the north by land belonging to Appuhamy Vidanerala, on the east by live fence of the divided portion of this land belonging to Punchi Appuhamy, on the south by live fence of the divided portion of this land belonging to Santuhamy, on the west by the land belonging to Upanchi.

16. An undivided ¾ parts or shares of and in all that land called Ekspale Ketakalagahumulawatta, situate at Horawadunna aforesaid; bounded on the north by lots 61 and 61F in P. P. 348, on the east by lot 62 in P. P. 348, on the south by lots 63A and 61D in P. P. 348 and T. P. 157,520, on the west by lots 61C and 61B in P. P. 348; containing in extent 6 acres 1 rood and 39 perches in the whole according to the survey and description thereof, authenticated by R. S. Templeton, Esq., Surveyor-General, bearing date November 21, 1912, No. 285,251.

17. All that land called Kajugahumulawatta of about 2 acres in extent, situate at Bammanna aforesaid; bounded on the north by road, on the east by the road, on the south by the fence of the land belonging to James Alexander Rambukpotha, formerly belonging to Herathamy and others, on the west by the live fence of the land belonging to Ismail Lebbe, and registered in C 517/231-244, 343/169, 297/35, and 395/92.

Fiscal's Office,
Kurunegala, July 19, 1938.

CHARLES DE SILVA,
Deputy Fiscal.

IT is hereby notified that in pursuance of the powers vested in me by section 9 of Ordinance No. 4 of 1867, I have appointed Mr. Kanapathipillai Thambipillai Raja to be Fiscal's Marshal for the Division of Kalmunai with effect from August 1, 1938, until further orders, in place of Mr. S. Thiagarajah, who is employed on other duty.

Fiscal's Office,
Batticaloa, July 15, 1938.

M. PRASAD,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of the late Cecily Mary No. 8,468. Leitan *nee* Peries of Beaumonde, Rosmead place, Colombo, deceased.

THIS matter coming on for final determination before M. W. H. de Silva, Esq., District Judge, Colombo, on July 7, 1938, in the presence of Mr. W. Aloysius Fernando, Proctor, on the part of the petitioner, Charles Stephen;

Leitan of Beaumonde, Rosmead place, Colombo; and the affidavits of the said petitioner and of the attesting witnesses dated June 24, 1938, having been read:

And it appearing to this court that the said petitioner has established his right thereto it is ordered that probate of the will of the said deceased be issued to Charles Stephen Leitan of Beaumonde, Rosmead place, Colombo, accordingly.

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

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Weerasekera Aratchige Don Mathias Weerasekera of 115A, Kalubowila, deceased.

Malala Bandarage Misilin Pieris of 115A, Kalubowila aforesaid Petitioner.

And

(1) Don Abraham Weerasekera, (2) Dona Carlina Weerasekera (Senior), (3) Dona Carlina Weerasekera (Junior), (4) Don Jayasena Weerasekera, (5) Don Dinaseena Weerasekera, (6) Don Uapasena Weerasekera, (7) Don Dharmasena Weerasekera, all of Kalubowila; 2nd to 7th 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 March 10, 1938, in the presence of Mr. D. R. de S. Abeyanayake, Proctor, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated February 25, 1938, and (2) of the attesting notary also dated February 25, 1938, having been read:

It is ordered that the last will of Weerasekera Aratchige Don Mathias Weerasekera, deceased, of which the original has been produced, and it 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 May 19, 1938, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 1st respondent be and he is hereby appointed guardian *ad litem* of the minors the 2nd, 3rd, 4th, 5th, 6th, and 7th respondents above named to represent them for all the purposes of this action.

March 10, 1938. W. SANSONI,
District Judge.

The date for showing cause against this *Order Nisi* is extended to June 2, 1938.

May 16, 1938. W. SANSONI,
District Judge.

The date for showing cause against this *Order Nisi* is extended to July 28, 1938.

July 8, 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 Sodalaimuthupillai Kengaiyapillai of Slave Island, Colombo, deceased.

(1) M. Pandarasivampillai, (2) Subba Reddiar Muthusamy Reddiar, both of Slave Island, Colombo..Petitioners.

Vs.

(1) Annaletchimi Ammal, (2) Sangaralingampillai, (3) Olaganathapillai, (4) Olagammal, (5) Muthuletchimi Ammal, (6) Ramanathapillai, (7) Marimuthupillai Mahalingam, all of Stewart street, Slave Island, Colombo; the 2nd, 3rd, 4th, and 6th respondents are minors appearing by their guardians *ad litem* the 5th and 7th respondents above named Respondents.

THIS action coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on July 8, 1938, in the presence of Mr. K. Namasivayam, Proctor, on the part of the petitioners above named; and (1) the affidavits of the said petitioner dated July 8, 1938, and (2) of the attesting notary also dated July 8, 1938, having been read:

It is ordered that the last will of Sodalaimuthupillai Kengaiyapillai, 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 petitioners are the executors in the said will and that they are entitled to have probate thereof issued to them accordingly, unless the respondents above named or any other person or persons interested shall, on or before July 28, 1938, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 5th and 7th respondents be and they are hereby appointed guardians *ad litem* of the minors, the 2nd, 3rd, 4th, and 6th respondents above named, respectively, to represent them for all the purposes of this action.

July 13, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament and Codicil of Mary Julia Mayer of 11, Cantonments Abbottabad North-West Frontier Province in India, formerly of 9, Cantonments aforesaid, widow, deceased.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Colombo, on July 12, 1938, in the presence of Patrick Merle Duggan of Colombo, Proctor, on the part of the petitioner, Frederick Claude Rowan of Colombo, and the affidavit of the said petitioner dated July 8, 1938, a certified copy of probate of the last will and testament and codicil of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated June 24, 1938, having been read: It is ordered that the will of the said deceased dated July 27, 1923, and a codicil thereto dated October 16, 1930, of which a certified copy 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 sole executrix named in the said will and codicil and that he is entitled to have letters of administration with a copy of the said will and codicil annexed issued to him accordingly, unless any person or persons interested shall, on or before July 28, 1938, show sufficient cause to the satisfaction of this court to the contrary.

July 12, 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 Maria Henrietta Horsfall of 16, Princess road, Branksome Poole in the County of Dorset, widow, formerly of New Florence, Kandy, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Colombo, on July 12, 1938, in the presence of Patrick Merle Duggan of Colombo, Proctor, on the part of the petitioner, Frederick Claude Rowan of Colombo; and the affidavit of the said petitioner dated July 8, 1938, probate of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated June 27, 1938, having been read: It is ordered that the will of the said deceased dated September 13, 1924, of which probate of the will has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the sole executrix named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before July 28, 1938, show sufficient cause to the satisfaction of this court to the contrary.

July 12, 1938.

W. SANSONI,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Abeyakoon Mudiyansele Punchi Menika *alias* Podi Menike, deceased, of Ulapane.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on June 27, 1938, in presence of Mr. P. B. Panabokke, Proctor, on the part

of the petitioner, Kangara Mudiyansele Kiri Banda Korale; and the affidavit of the said petitioner dated May 5, 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 deceased issued to him, unless the respondents—(1) Kangara Mudiyansele Abeyratne Banda, (2) Kangara Mudiyansele Tennekoon Banda, (3) Kangara Mudiyansele Dingiri Banda—or any other person or persons interested shall, on or before August 15, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 27, 1938.

R. F. DIAS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Weerasekera Mudiyansele Ukku Banda
No. T 49. *alias* Ukku Banda Weerasekera, de-
ceased, of Polwatta, Ampitiya.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on June 27, 1938, in the presence of Messrs. Weerasooria & Wijenaike, Proctors, on the part of the petitioner. Ekanayake Mudiyansele Tikiri Menika; and the affidavit of the said petitioner dated June 24, 1938, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the mother of the above-named deceased to have letters of administration to the estate of the deceased issued to her, unless any person or persons interested shall, on or before July 28, 1938, show sufficient cause to the satisfaction of this court to the contrary.

June 27, 1938.

R. F. DIAS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Velupillai Kandiah, deceased, of Vilane
No. T 51. estate, Vilana.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on July 4, 1938, in the presence of Messrs. Coomaraswamy & Vijayarajnam, Proctors, on the part of the petitioner, Kandiah Sinnamma; and the affidavit of the said petitioner dated July 4, 1938, having been read: It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the said deceased issued to her, unless the respondents—(1) K. Selvarajnam, (2) K. Rajaratnam, (3) K. Nageswari, (4) K. Ganeswarie by their guardian *ad litem* (5) V. Nagaraja of Syston estate, Alawatugoda—or any other person or persons interested shall, on or before August 15, 1938, show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1938.

R. F. DIAS,
District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Alice Matilda Perera Weerac-
No. T 52. kody, deceased, of Geliya in Gampola.

THIS matter coming for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on July 2, 1938, in the presence of Mr. E. R. de Silva, Proctor, on the part of the petitioner, Melville Justin Taylor; and the affidavit of the said petitioner dated June 30, 1938, and of the attesting notary dated June 30, 1938, having been read:

It is ordered that the last will of the deceased dated February 21, 1938, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before August 15, 1938, show sufficient cause to the satisfaction of the court to the contrary.

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

July 2, 1938.

R. F. DIAS,
District Judge.

In the District Court of Nuwara Eliya.

Testy. In the Matter of the Intestate Estate of Udu-
No. 320. waka Mudiyansele Heen Appuhamy of
Niyangandera, deceased.

Uduwaka Mudiyansele Kiri Banda of Niyangan-
dera Petitioner.

Vs.

(1) Uduwaka Mudiyansele Puchi Menika of Keta-
gepitiya, (2) Uduwaka Mudiyansele Mudiyanse
of Niyangandera, (3) Uduwaka Mudiyansele Ram-
menika of Keta-gepitiya, (4) Uduwaka Mudiyanse-
le Dingiri Amma of Ambatalawa, and (5) Uduwaka
Mudiyansele Appuhamy of Niyangandera. Respondents.

THIS matter coming on for disposal before Herbert Spencer Roberts, Esq., District Judge of Nuwara Eliya, on June 24, 1938, in the presence of Mr. P. P. Sumanatilake, Proctor, on the part of the petitioner above named; and the petition and affidavit of the said petitioner dated June 24, 1938, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before July 29, 1938, show sufficient cause to the satisfaction of the court to the contrary.

June 24, 1938.

HERBERT S. ROBERTS,
District Judge.

In the District Court of Jaffna (held at Point Pedro.)

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Thamotharam Muttukumaru of Puloly
No. 72/PT. West, deceased.

Kanchanamalamma, widow of Muttukumaru of
Puloly West Petitioner.

Vs.

(1) Muttukumaru Nadarajah, (2) Muttukumaru
Sivarajah, (3) Mankayatkarasi, daughter of Muttu-
kumar, (4) Muttukumaru Thangarajah, (5)
Somasundarampillai Arunasalam, all of
ditto Respondents.

THIS matter coming on for disposal before C. E. A. Samarakkody, Esq., Additional District Judge, on July 9, 1938, in the presence of Mr. K. Muttukumaru, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is hereby ordered that the 5th respondent be and is hereby appointed guardian *ad litem* over the minors, the 1st, 2nd, 3rd, and 4th respondents, to represent them in these testamentary proceedings and that the petitioner be declared entitled to take out letters of administration to the above estate as the widow of the deceased, and that letters of administration be issued to her accordingly, unless the respondents above named appear and show cause to the contrary on or before July 29, 1938.

July 12, 1938.

C. E. A. SAMARAKKODY,
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Mary Cecilia Tisseveeringhe, wife of
No. 8,619. Abraham Gabriel Tisseveeringhe of
Jaffna town, deceased.

Abraham Gabriel Tisseveeringhe of ditto Petitioner.

Vs.

(1) Gabriel Abraham Teresa Tisseveeringhe, (2)
Mary Evelyn Puspam Tisseveeringhe, (3) St.
Joseph Emmanuel Abraham Tisseveeringhe,
(4) Eugene Mazhnod Mahesa Tisseveeringhe,
(5) Basil Stanley Amirtham Tisseveeringhe,
(6) John Chrysostom Segarajasinghe, all of Jaffna
town; 1st to 5th respondents being minors appear
by their guardian *ad litem* the 6th re-
spondent Respondents.

THIS matter of the petition of the petitioner above named coming on for disposal before C. Coomaraswamy,

Esq., District Judge, in the presence of Mr. J. A. J. Tisseveerasinghe, Proctor for petitioner; and the affidavit of the petitioner having been read:

It is ordered that the petitioner, as the widower of the deceased above named, be granted letters of administration to the estate of the said deceased, unless the respondents above named or any other person show sufficient cause or objection to the contrary on or before March 18, 1938.

February 18, 1938. C. COOMARASWAMY,
District Judge.

Time to show cause extended to July 29, 1938.

Intld. C. C.,
D. J.

In the District Court of Jaffna:

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Kanaisapillai Gnanasambander of Vannar-
No. 621. ponnai East, Jaffna, deceased.

Sivakamasunderamma, widow of the late Velauther
Sinnaddippillai Kanaisapillai of Vannarponnai East,
Jaffna, presently of Colombo Petitioner.

Vs.

(1) Waihamuttu Arumugam Rasiah and wife (2)
Balambikai of Colombo, and (3) Kanaisapillai
Somasundram of ditto Respondents.

THIS matter of the petition of the above-named petitioner, Sivakamasunderamma, praying for letters of administration to the estate of the above-named deceased, Kanaisapillai Gnanasambander, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on July 9, 1938, in the presence of Mr. C. A. Niles, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated June 10, 1938, having been read: It is declared that the petitioner is the mother of the said intestate and is entitled to have letters of administration to the estate of the said

intestate issued to her, unless the respondents or any other person shall, on or before July 25, 1938, show sufficient cause to the satisfaction of this court to the contrary.

July 14, 1938.

C. COOMARASWAMY,
District Judge.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Udawelatennegedara Jameka
No. B/1,003. Durayalage Kiriya, late of Metiwal-
landegama in Dehiwinipalata korale,
deceased.

Kunankara Durayalage Siripini of Udagodatenne-
gedara in Metiwallande in Dehiwinipalata
korale Petitioner.

Vs.

(1) Josie of Metiwallandegedara, a minor, aged 11 years,
by her guardian *ad litem* Kunankara Durayalage
Nipuna Duraya of Dewegedara in Metiwallandegedara
in Dehiwinipalata korale Respondent.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Badulla, on May 17, 1938, in the presence of Mr. Frederick Taldena, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated March 10, 1938; and the affidavit of the five witnesses to the last will, having been read:

It is ordered that the will of Udawelatennegedara Jameka Durayalage Kiriya, deceased, dated January 19, 1938, be and the same is hereby declared proved, unless the respondent above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before August 2, 1938.

It is further ordered that letters of administration be issued to the petitioner above named accordingly, with copy of the will annexed, unless the respondent above named or any other person or persons interested shall, on or before August 2, 1938, show sufficient cause, to the satisfaction of this court to the contrary.

June 30, 1938.

R. R. SELVADURAI,
District Judge.