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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. 43 of 1938.

L. D.—O 71/38

An Ordinance further to amend the Local Loans and Development Ordinance, No. 22 of 1916.

G. S. WODEMAN.

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 Local Loans and Development (Amendment) Ordinance, No. 43 of 1938.

Insertion of a new section 5A in Ordinance No. 22 of 1916.

2 The following section shall be inserted immediately after section 5 of the Local Loans and Development Ordinance, No. 22 of 1916, (hereinafter referred to as "the principal Ordinance"), and shall have effect as section 5A of that Ordinance :—

Loans to Commissioners from the public revenue or other funds of Ceylon.

5A. The Governor may from time to time, at the request of the Commissioners and on the advice of the Board of Ministers, authorise the Deputy Financial Secretary to lend to the Commissioners, out of the public revenue or other funds of Ceylon, such sums as the Governor may direct, upon such terms as to the mode and time of repayment of any sum so lent and as to the interest payable thereon as the Financial Secretary may determine.

Amendment of section 7 of the principal Ordinance.

3 Section 7 of the principal Ordinance is hereby amended as follows :—

(1) In sub-section 2—

(a) by the re-numbering of paragraph (c) as paragraph (d); and

(b) by the insertion, immediately after paragraph (b), of the following new paragraph :—

"(c) All such sums as may be lent to the Commissioners under this Ordinance or any other written law ;"

(2) In sub-section 3—

(a) by the substitution, in paragraph (b), for the word "Governor." of the word "Governor ;", and

(b) by the addition, at the end of that sub-section, of the following new paragraph :—

"(c) All such sums as may from time to time be payable, by way of principal or interest, on sums lent to the Commissioners under this Ordinance or any other written law."

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

E. W. KANNANGARA,
Clerk of the Council.

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

E. R. SUDBURY,
Secretary to the Governor.

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

No. 44 of 1938.

N 142/37

An Ordinance to provide for the constitution of a Ceylon branch of the Royal Naval Volunteer Reserve, and for placing at the disposal of His Majesty's Royal Navy for general service officers and men of the Ceylon Naval Volunteer Force and ships of war maintained by Ceylon.

G. S. WODEMAN.

WHEREAS by the Colonial Naval Defence Act, 1931, (21 Geo. 5 Ch. 9.), it is provided that the legislature of any colony may, with the approval of His Majesty in Council,

make provision, either in conjunction with any other colony or not, for maintaining vessels of war; and that where the legislature of any Colony has made provision for raising a force for the naval defence of the colony within its territorial waters, that legislature may, with the approval of His Majesty in Council, further make such provision regarding the discipline and service of officers and men of that force as is contained in this Ordinance:

And whereas by the said Act it is further provided that His Majesty in Council may, on such conditions as he thinks fit, authorise the Admiralty to accept any offer made by the Government of a colony to place at His Majesty's disposal for general service in the Royal Navy, vessels of war maintained, or officers or men of such force as aforesaid raised, by the colony:

And whereas by the Naval Volunteer Ordinance, No. 1 of 1937, provision has been made for raising a force for the naval defence of Ceylon called the Ceylon Naval Volunteer Force:

And whereas by an Order of His Majesty in Council dated the 29th day of July, 1937, intituled "The Ceylon Naval Defence Order, 1937," approval has been given to the making by the legislature of Ceylon of provision as aforesaid:

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 Ceylon Royal Naval Volunteer Reserve (General Service) Ordinance, No. 44 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 (1) The Governor may provide, either in conjunction with any other Colony or not, for maintaining and using vessels of war out of such moneys as may be voted for the purpose by the State Council.

Vessels of war.

(2) The Governor may, by agreement with such other Colony, if any, offer to place at His Majesty's disposal for general service in the Royal Navy, any such vessel of war.

3 Any training or service for which any officer or other member of the Force is liable under the Naval Volunteer Ordinance, No. 1 of 1937, may take place in any ship, establishment or other place without the limits of Ceylon or its territorial waters whether belonging to Ceylon or not.

Service and
training
outside Ceylon.

4 All enactments and regulations for the time being in force for the enforcement of discipline in the Royal Navy shall apply, with the modifications set out in the Schedule, to the officers and men of the Force during such period as they are under instruction, training or exercise or in actual service, whether ashore or afloat or within or without the limits of Ceylon.

Enactments and
regulations in
force in Royal
Navy to apply
to the Force.

5 All or any of the officers or men of the Force may be entered on the express terms of accepting general service in the Royal Navy in emergency, and officers and men so entered shall form part of the Royal Naval Volunteer Reserve under the designation of the "Ceylon Royal Naval Volunteer Reserve".

Entry for
service with
Royal Navy
in emergency.

6 The Governor may offer to place at His Majesty's disposal for general service in the Royal Navy such officers and men of the Force as have been entered on terms of accepting such service.

General service
of the Force in
the Royal Navy.

7 (1) In this Ordinance, "the Force" means the Ceylon Naval Volunteer Force.

Interpretation.

(2) This Ordinance shall be read and construed as one with the Naval Volunteer Ordinance, No. 1 of 1937.

SCHEDULE.

1. Where in the Naval Discipline Act and in the King's Regulations and Admiralty Instructions, in so far as the same are applicable to the officers or men of the Force, any power or duty is vested in or imposed upon the Admiralty, such power or duty shall, in respect of the Force, be vested in, exercised or performed by the Governor.

2. Where not inconsistent with the subject matter of the Naval Discipline Act, the word "Ceylon" shall be read in place of the words "England" or "United Kingdom" or "United Kingdom of Great Britain and Ireland" wherever they occur.

3. Section 52 of the Naval Discipline Act shall be read as if after the words "from time to time be allowed by the Admiralty" there were inserted the following :—

"(12) Fine not exceeding forty shillings. In default of payment of a fine imposed under this Section, the fine shall be levied and recovered by the distress and sale of the movable property of the offender and a warrant issued by the officer in command of the Force may be executed at any place in Ceylon as though it were a warrant issued by a court of competent jurisdiction under section 312 of the Criminal Procedure Code, 1898. Every such penalty shall be applied as the Governor may direct."

4. In section 56 (2) of the Naval Discipline Act "the officer in command of the ship to which the offender belongs" shall be read to include the officer in command of the Force.

5. Sections 90A and 98A of the Naval Discipline Act shall not apply to the officers and men of the Force.

6. Wherever fines are mentioned in the Naval Discipline Act, the corresponding amounts in local currency shall be substituted for the amounts expressed therein in British currency.

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Officer Administering the Government the Third day of October, 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 83/38

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 25 of Ordinance No. 26 of 1927.

2 Section 25 of the Medical Ordinance, 1927, is hereby amended as follows :—

(1) by the insertion, immediately after sub-section (2), of the following new sub-section which shall have effect as sub-section (2A) of that section :—

"(2A) No alien shall be registered except with the approval of the Governor." ; and

(2) by the addition, immediately after sub-section (5), of the following new sub-section which shall have effect as sub-section (6) of that section :—

'(6) In this section, "alien" has the same meaning as in the Aliens Registration Ordinance, No. 30 of 1935.'

Objects and Reasons.

The object of this Bill is to restrict the registration of aliens as medical practitioners, dentists, midwives and pharmacists under the Medical Ordinance, 1927, to cases where such registration has been approved by His Excellency the Governor.

2. The Bill has been prepared as a result of representations made to the Ministry of Health by the Ceylon Branch of the British Medical Association. It is not intended that all aliens possessing the requisite qualifications should be denied the right to practise their profession in Ceylon ; but, in the interests of local medical practitioners, dentists, midwives, and pharmacists of British nationality, it is considered desirable that power should be taken whereby the exercise of such right can be restricted to persons of undoubted eminence in their respective professions.

The Ministry of Health,
Colombo, October 7, 1938.

W. A. DE SILVA,
Minister for Health.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,208. In the matter of the insolvency of Kukulage Arthur Sylvester Perera of Peliyagoda, Kelaniya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 8, 1938, for the grant of a certificate of conformity to the insolvent.

October 4, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,282. In the matter of the insolvency of Alex Edwin Misso of 7, Pennyquick road, Wellawatta, Colombo.

WHEREAS the above-named A. E. Misso has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by A. M. M. Nalim of Nelson place, Wellawatta, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. E. Misso insolvent accordingly; and that two public sittings of the court, to wit, on November 1, 1938, and on November 29, 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.

September 30, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,283. In the matter of the insolvency of Mannewage William Silva of 75, Pansala road, Kotahena, Colombo.

WHEREAS the above-named M. W. Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. A. Don Waraliyanu of Nugegoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. W. Silva insolvent accordingly; and that two public sittings of the court, to wit, on November 1, 1938, and on November 29, 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.

October 4, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,284. In the matter of the insolvency of Irving Edmund Panaluwa of 1, Pansala road, Kotahena, Colombo.

WHEREAS the above-named I. E. Panaluwa has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by D. P. Jansen of Imbulgoda in the District of Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said I. E. Panaluwa insolvent accordingly; and that two public sittings of the court, to wit, on November 1, 1938, and on November 29, 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.

October 5, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Colombo.

No. 5,285. In the matter of the insolvency of Erwin Fredrick Kelaart of 364, Galle road, Wellawatta, Colombo.

WHEREAS the above-named E. F. Kelaart has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by C. Carter of 101,

Green street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said E. F. Kelaart insolvent accordingly; and that two public sittings of the court, to wit, on November 1, 1938, and on November 29, 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.

October 6, 1938. By order of court, A. C. BELING,
Secretary.

In the District Court of Kandy.

No. I 20. In the matter of the insolvency of Vihinnawegedara *alias* Gevilipitiyegedara Tamby Kandu Lebbe Habibu Mohammado of Madawala in Udagampaha of Lower Dumbura.

WHEREAS Vihinnawegedara *alias* Gevilipitiyegedara Tamby Kandu Lebbe Habibu Mohammado has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Uduma Lebbe Mohammed Haniffa, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Vihinnawegedara *alias* Gevilipitiyegedara Tamby Kandu Lebbe Habibu Mohammado insolvent accordingly; and that two public sittings of the court, to wit, on October 14, 1938, and on November 11, 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.

October 4, 1938. By order of court, R. MALALGODA,
Secretary.

In the District Court of Nuwara Eliya holden at Hatton.

No. 30. In the matter of the insolvency of Kana Runa Muthucarpn Kangany of Coreen estate, Talawakelle.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place on November 8, 1938, for proving further claims, if any, and for Assignee's report.

October 11, 1938. By order of court, E. DE S. GUNAWARDENA,
Secretary.

In the District Court of Galle.

No. 714. In the matter of the insolvency of Waluwege Gunasekera of Ahangama, carrying on business at Bazaar street, Galle.

WHEREAS Waluwege Gunasekera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Malawi Atchy Gunawardena Carolis Appuhamy *alias* Don Carolis Malawi Atchy Gunawardena of Ahangama, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Waluwege Gunasekera insolvent accordingly; and that two public sittings of the court, to wit, on November 7, 1938, and on December 7, 1938, will take place for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

October 5, 1938. By order of court, M. N. PEIRIS,
Secretary.

In the District Court of Matara.

No. 132. In the matter of the insolvency of Ahamado Lebbe Mohamed Thahir of Kotuwegoda, Matara.

WHEREAS the above-named Ahamado Lebbe Mohamed Thahir 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 Ahamado Lebbe Mohamed Thahir insolvent accordingly; and that two public sittings of the court, to wit, on October 31, 1938, and on December 5, 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.

October 7, 1938. By order of court, R. S. GUNASEKERA,
Secretary.

In the District Court of Matara.

No. 133: In the matter of the insolvency of Pilanelokuge Piyadasa Dias of Wiharahena.

WHEREAS the above-named Pilanelokuge Piyadasa Dias 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 Pilanelokuge Piyadasa Dias insolvent accordingly; and that two public sittings of the court, to wit, on November 14, 1938, and on December 15, 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,
October 7, 1938. Secretary.

In the District Court of Jaffna.

Insolvency. In the matter of the insolvency of Venasi-
No. 165. thamby Appadurai of Tellipallai East.

TAKE notice that a meeting of the creditors of the insolvent will be held on November 16, 1938, for examining the insolvent.

By order of court, J. N. CULANTHAIVALU,
October 11, 1938. Secretary.

In the District Court of Badulla.

No. 32. In the matter of the insolvency of Sana Kavenna
Moona Mohideen Saibo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 15, 1938, to examine the insolvent.

By order of court, A. K. ALVAPILLAI,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Hewadewage Helena Fernando of St. Sebastian Hill,
Colombo, presently of Silversmith street,
Colombo Plaintiff.

No. 278/L. Vs.

(1) Georgiana Laugha Moonesinghe of Silversmith
street, Colombo, and others Defendants.

NOTICE is hereby given that on Wednesday, November 9, 1938, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 604.62 to wit: Rs. 594.62 being taxed costs, and Rs. 10 compensation due to the plaintiff from the 1st defendant, viz. :-

An undivided $\frac{1}{2}$ share of all that premises bearing assessment Nos. 11 and 12 (now bearing assessment Nos. 3, 19, and 55, situated at Regent street, and assessment Nos. 451, 455, 459, 461, 465, 467, 471, 475, 481, 485, 489, 493, 497, 501, 505, 509, 525, 529, and 533, Deans road, and Nos. 100, 100/1, 100/2, 100/6, 100/7, 100/8, 100/9 and 100/10, De Saram place) within the Municipality and District of Colombo, Western Province; bounded on the north by 30 feet new road now Government new high road (De Saram place), east by 40 feet new road, now called Norris Canal road, south by 30 feet road leading to new jail, Welikada, now called Regent street, and west by 40 feet road leading to Tamarind tree, now called Deans road; containing in extent 6 acres 2 roods and 12 perches, and registered under A 163/231 in the Colombo Land Registry.

Fiscal's Office,
Colombo, October 12, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Avissawella.

Walpoleage Don Cornelis Wijeratna of Wellawatta Plaintiff.

No. 1,978. Vs.

(3) Sadampolagege Thomas Perera of Gangodawila in the Pallepattu of Salpiti Korale, and others. Defendants.

NOTICE is hereby given that on Thursday, November 10, 1938, at 4 P.M., will be sold by public auction at the premises

the right, title, and interest of the said 3rd defendant in the following property for the recovery of the sum of Rs. 1,000 with interest thereon at 9 per cent. per annum from the date of decree (November 7, 1935) till payment in full and costs of suit, less Rs. 136.20, viz. :-

The land called Kahatagahawatta *alias* Millagahawatta, together with the tiled house bearing assessment Nos. 16, 18, and 20, and trees and plantations standing thereon, situated at Nugegoda in the Palle pattu of Salpiti korale in the District of Colombo, Western Province, now within the U. D. C. of Kotte; bounded on the north by a portion of this land belonging to the heirs of Rupasinghearatchige Sediris Rupasinghe, deceased, on the east by high road leading from Colombo to Kesbewa and old canal now railway line, on the south by a portion of this land belonging to the heirs of Covis Vedamahatmaya, deceased, and on the west by a portion of this land belonging to Baba Nona; containing in extent about 3 roods. Subject to a mortgage bond and life-interest of the defendant's mother.

Fiscal's Office,
Colombo, October 12, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the Court of Requests of Colombo.

Hiddadura Mikela Mendis Abeyanayake, administrator
of the estate of A. Eugene Fernando of Mutwal. Plaintiff.

No. 36,060. Vs.

Conganige Piloris Anthony of Alutnawata road,
Mutwal Defendant.

NOTICE is hereby given that on Tuesday, November 8, 1938, at 4 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 44 dated September 18, 1932, attested by J. L. S. Fernando, Notary Public, and ordered to be sold by the order of court dated May 31, 1938, for the recovery of the sum of Rs. 244.55, together with further interest on Rs. 133.75 at 15 per cent. per annum from September 28, 1937, to date of decree (November 4, 1937), and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit—incurred costs Rs. 25.25, and prospective costs Rs. 8, viz. :-

All that divided $\frac{1}{4}$ part marked B of the land called Kanampallyawatta *alias* Palliyawatta bearing assessment No. 3068/127A now bearing assessment Nos. 702/27, 702/28, 702/29, situated at Alutnawatta in Mutwal within the Municipality and District of Colombo, Western Province; which said divided $\frac{1}{4}$ part marked B is bounded on the north-east by the path 6 feet wide and the property belonging to Ramulu Rosa Maria Fonseka, south-east by the property formerly of Mr. J. B. Daniel now of Mr. K. R. Wilson, south-west by a part of the same land formerly of Cutty Andris now of Etige Ana Silva and north-west by the divided $\frac{1}{4}$ portion; containing in extent 10 perches as per figure of survey dated June 12, 1920, made by Daniel Gunasekera, Licensed Surveyor, and all the right, title, interest, and claim whatsoever of the said premises.

Prior registration A 192/136.

Fiscal's Office,
Colombo, October 12, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

V. D. P. Fernando of Colombo Plaintiff.

No. 44,639. Vs.

(1) Kathleen Pereira, and (2) H. Alwin Pereira, both of
Bambalapitiya, presently of Rosendale, Col-
petty Defendants.

NOTICE is hereby given that on Friday, November 11, 1938, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 1,862.75, with further interest on Rs. 1,500 at 10 per cent. per annum from May 5, 1931, to September 23, 1931, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, viz. :-

An undivided $\frac{1}{32}$ share of all that allotment of land and of the buildings standing thereon bearing assessment Nos. 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 30, 32, and 34, Dam street, Nos. 188, 190, 192, 196, 200, 204, 206, 208, 210, 212, 214, 216, 218, 220, 222, 224, 226, 228, 230, 232, 234, and 236, and Nos. 212/1 to 212/72, Gasworks street and Dam street within the Municipality and District of Colombo, Western Province; bounded on the north by Dam street, premises bearing assessment Nos. 36 and 40 of Ana Mohideen, premises bearing assessment No. 132 of I. L. M. Meera Lebbe Marikar, premises bearing assessment No. 131

of M. I. Mohamed Ali, J.P., premises bearing assessment No. 130 of M. D. Cornelis, and premises bearing assessment No. 129 of A. C. M. Arsi Marikar Hadjar in Dam street, on the east by premises bearing assessment Nos. 36 and 40 of Ana Mohideen, the premises bearing assessment Nos. 132, 127 and 128 of I. L. M. Meera Lebbe Marikar in Dam street and premises bearing assessment No. 19E belonging to the Municipality on Kachcheri road, on the south by premises bearing assessment Nos. 13c and 13d market gala on Kachcheri road belonging to the Municipality and the public latrine, and on the west by Gasworks street; and containing in extent 1 acre 3 roods and 39.22 perches as per plan of survey No. 4,903 of April, 1937, and registered in A 241/200, Colombo.

Fiscal's Office,
Colombo, October 12, 1938.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Negombo.

Rawanna Mana Nawanna Narayanan Chettiar of
Negombo Plaintiff.

No. 8,304. Vs.

(1) Nawanna Kana Nena Rawanna Mana Natchiappa
Chettiar of Main street, Negombo, (2) ditto Rama-
nathan Chettiar of Rangoon Defendants.

NOTICE is hereby given that on Tuesday, November 8, 1938, at 11 o'clock in the forenoon, will be sold by public auction at the Deputy Fiscal's Office, Negombo, the right, title, and interest of the said defendants in the following moveable property, viz. :—

The principal sum of Rs. 4,500 and interest due on Mortgage Bond No. 446 dated October 10, 1930, and attested by O. A. W. Corea, Notary Public, granted by (1) Jayasuriya Kuranage Josephine Perera, (2) Pathinige Maria Fernando, and (3) Kuranage Aloysius Perera, all of Wennappuwa in favour of the defendants above named and affecting the land described therein, viz. :—

After excluding an undivided 10 coconut trees and soil appertaining thereto adjoining the eastern boundary, all that the remaining undivided extent together with the tiled house now used as an excise station and all the other plantations and buildings standing thereon from and out of the land called Madangahawatta, situate at Wennappuwa, in Kammal pattu of Pitigal korale south, in the District of Chilaw, North-Western Province; and bounded on the north by the land of Juan Jaggarias Fernando Muppu-Mahatmaya and Lorensz Perera and others, east by the land belonging to Lorensz Perera and others, and old road, south by high road, and west by the land belonging to Lorensz Perera; and containing in extent 200 coconut trees plantable soil.

The aforesaid land called Madangahawatta is now divided and depicted in plan No. 3,055 dated October 10, 1930, and made by Jummeaux A. C. Corea, Licensed Surveyor, and is bounded on the north by land of Mr. W. K. J. Z. Fernando, Annavi, east by lands of J. K. Lawrence Perera and Mirisage Lewis Fernando and 10 coconut trees of this entire land, south by road, and on the west by land of Warnakulasuriya Jokinu Tamel; and containing in extent 2 acres and 23 perches only together with the tiled house and other buildings and plantations standing thereon, and is held and possessed by the first named obligor upon deed Nos. 444 and 445 dated October 10, 1930, and attested by O. A. W. Corea, Notary Public, and upon deed No. 9,972 dated October 8, 1927, and attested by L. H. Picfersz, Notary Public, together with the life interest of the 2nd named obligor.

Amount to be levied Rs. 3,815.66 with further interest on Rs. 3,500 at $\frac{1}{2}$ per cent. per mensem in excess of the rate prevailing among the Natu-kotte Chettians of Colombo each and every month from July 22, 1934, till March 15, 1935, and thereafter on the aggregate amount of the principal and interest at the rate of 9 per cent. per annum till payment less Rs. 350.

Deputy Fiscal's Office,
Negombo, October 10, 1938.

A. W. ROSA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Pena Reena Muna Pana Lana Muttiah Chettiar of
Kandy Plaintiff.

Suna Pana Kana Suppiah Pillai of
Kandy Substituted Plaintiff.

Don John Paulus Opatha of Broadway, Dehi-
wala Subs-Plaintiff.

No. 48,011.

Vs.

Mrs. A. J. H. Yainne, ~~Winnemawawwe~~ Kahawatta,
Ratnapura, administratrix of the estate of Matilda
Edalde Mahagedara Walawwe Mahatmaya. Defendant.

NOTICE is hereby given that on Monday, November 7, 1938, commencing at 2.30 p.m., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 22,236 dated August 11, 1926, and attested by J. W. Illangantilleke, 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 October 4, 1938, for the recovery of the sum of Rs. 4,151.25, with interest on Rs. 3,075 at the rate of 12½ cents per Rs. 10 per month from August 1, 1936, till November 4, 1937, and thereafter legal interest on the aggregate amount till payment in full and taxed costs, Rs. 352.21 and poundage, less Rs. 100, viz. :—

(1) All that allotment of land called Gokatugahalanda, containing in extent 10 acres 2 roods and 23 perches, situate at Ekiriya in Gannewe korale of Uda Hewaheta division of the District of Nuwara Eliya in the Central Province; and bounded on the north by Crown land, east by land reserved along Kadurugahakandura also described as Kadurugaha and the land reserved along the kandura, south by the land reserved along Narankandura, and west by Narankandura and the land reserved along Waturanetikandura, together with everything thereon.

(2) All that allotment of land called Mahatennapatana alias Galwalapatana, containing in extent 8 acres 2 roods and 27 perches, situate at Ekiriya aforesaid; and bounded on the east by the portion reserved for Waturanetikandura, south by the portion reserved for Narankandura and Minielgodakandura, west by the land claimed by natives and lot D 458 in preliminary plan No. 3,152, and north by Crown land, together with the buildings, plantations, and everything thereon, save and except the road passing through the land, and registered in R 23/131 and 132, and all the right, title, interest, and claim whatsoever of the said defendant, as administratrix of the estate of the said Metilda Adelaide Mahagedara Walawwe Mahatmaya in, to, upon, or out of the said several premises mortgaged by the said defendant.

Fiscal's Office,
Kandy, October 10, 1938.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Gardiye Punchi Hewage Jothidasa of Kappara-
tota Plaintiff.

No. 5,881.

Vs.

(2) Angohamine Chitranayaka of Koggala, presently
of Walliwala in Weligama and another as heirs of
1st defendant, deceased. Defendants.

NOTICE is hereby given that on Thursday, November 10, 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 defendants in the following property for the recovery of a sum of Rs. 777.65, viz. :—

All that undivided 487/960 parts of the soil and paraveni fruit trees (save and except the planter's half share of the 2nd plantation) of the land called Kurunduwatta alias Kohuwalekurunduwatta, situated at Walliwala in Weligama korale of Matara District, Southern Province; and bounded on the north by Watawangawatta, and Kohuwawatta, east by Kapparatota Arachchimahathmayawewukoratuwa, south by Ketakalagahawatta and Lindagawawatta, and on the west by wela; and containing in extent about 6 acres.

Deputy Fiscal's Office,
Matara, October 7, 1938.

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

Northern Province.

In the District Court of Jaffna.

Ponniah Murugesu of Kokkuvil Plaintiff.
No. 11,916. Vs.

Kanagar Karthigesu of Kaitadi-Nunavil Defendant.

NOTICE is hereby given that on Monday, November 14, 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 for the recovery of Rs. 329.25, with interest on Rs. 300 at the rate of 9 per cent. per annum from July 28, 1937, until payment in full and costs Rs. 79.33 and poundage and charges in the following property, viz. :—

1. All that piece of land situated at Kaitadi-Nunavil in Navatkuli Parish Tenmaradchchy division of the Jaffna District, Northern Province, called Koyitkadu, in extent 40 lachams p. c.; and bounded on the east by Kanagar Karthigesu and wife Eladchumy, north by water channel, west by Chellappah and wife Vallippillai, and on the south by Subramaniam Veluppillai.

2. All that piece of land situated at Kaitadi-Nunavil in ditto called "Kulavayal", in extent 9 lachams p. c.; and bounded on the east by Subramaniam Velupillai, north by Kanagar Kathirgamu and wife Achchimuttu, west by tank and water channel, and on the south by Mootapillai, widow of Murugesu.

Fiscal's Office,
Jaffna, October 10, 1938.

S. TURAIYAPPAH,
for Fiscal.

Eastern Province.

In the District Court of Batticaloa.

No. 455 Testy. In the matter of the estate of the late P. H. Kathiramatamby Nallathamby of Eraur, deceased.

NOTICE is hereby given that on Saturday, November 5, 1938, at 4 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said deceased in the following property for the recovery of the balance sum of Rs. 94.95, with interest thereon at 4 per cent. per annum from July 20, 1938, to date of payment and outstanding interest Rs. 10.59 poundage and other charges, viz. :—

A garden called Thapalkandorvalavu, situated at Eraur in Eraur pattu, Batticaloa District, Eastern Province; and bounded on the north by road, east by the land of P. H. Nallathamby, south by the land of Nallathamby and Velupillai, and west by the land of Velupillai Ponnamma, in extent north to south 60 fathoms and east to west 17½ fathoms.

Fiscal's Office,
Batticaloa, October 10, 1938.

J. W. VALLIPURAM,
for Fiscal.

North-Western Province.

In the District Court of Colombo.

In the matter of the last will and testament of Peramunagama Don Abilino, late of Colombo, deceased.
No. 5,180. Vs.

Amaratunga Aratchige Welmina Perera of Ja-ela. Executrix.

NOTICE is hereby given that on Saturday, November 12, 1938, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said estate in the following property for the recovery of the sum of Rs. 6,707.51, with interest thereon from May 26, 1931, to date of payment, being balance estate duty due in this case, together with a further sum of Rs. 27.60 being cost of a citation and of this writ which sums have not been paid, viz. :—

The land called Novelwatta of about 100 acres in extent, situated at Dalupothagama in Baladore korale of Dewamedi hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by village limit of Kithagama, east by village limit of Talahena, south by field and Kulankattiwewediagilma, west by high road, and fence of the garden of Alahenegama Appuhamy and others, together with the buildings and plantations standing thereon.

Fiscal's Office,
Kurunegala, October 11, 1938.

CHARLES DE SILVA,
Deputy Fiscal.

Province of Uva.

In the Court of Requests of Badulla.

S. M. Shaik Appa of Badulla Plaintiff.
No. 8,804. Vs.

M. K. A. Mohamadu Neina of Udawela, Badulla. Defendant.

NOTICE is hereby given that on Saturday, November 12, 1938, 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 the sum of Rs. 105, with interest at 10 per cent. per annum from December 13, 1934, till payment in full and costs of suit Rs. 30.25, viz. :—

All those contiguous lands called Wahinawatta, Kolongahaheenakumbura and Galgodaheena, situate at Udawela Rilpola korale, Yatikinda division, in Badulla District of the Province of Uva; and bounded on the north Gansabhawa road, east by Hingurugamuwa estate, south by high road, and west by Hingurugamuwa estate together with the tea plantations and everything standing thereon; and containing in extent 5 acres and 2 roods subject to the lease granted for a term of five years by deed No. 2,812 dated June 23, 1938, attested by Mr. S. H. Abeyssekera, Notary Public.

Fiscal's Office,
Badulla, October 10, 1938.

T. J. MENDIS,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Colombo.

(1) Wilton Bartleet, (2) Percy John Parsons, (3) Arthur Boys, (4) Walter Sidney Flindall, and (5) Edwin Henry Fredrick Layard, carrying on business in partnership under the name, firm, and style of "Bartleet & Company", Colombo Plaintiffs.
No. 6,934. Vs.

Cyril Eugene Attygalle carrying on business under the name, firm, and style of Attygalle and De Silva at 23, Canal Row, Fort, Colombo Defendants.

NOTICE is hereby given that on Tuesday, November 8, 1938, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 862.23, with interest thereon at the rate of 9 per cent. per annum from May 21, 1937, to March 11, 1938, and thereafter at the same rate on the aggregate amount till payment in full and costs of suit taxed at Rs. 553.54, and poundage, all the estate plantations and premises called Ketawala estate bearing registered No. TY 2 (1) comprising the following allotments of land, to wit :—

1. An undivided one-third share of and in all that land called Ketawala Tee estate depicted as lots 1, 2, 3, and 4 in the figure of survey No. 83 dated March 31, 1927, made by A. C. Alles, Licensed Surveyor, with the buildings and plantations thereon, situate at Ketawala in Gilimale in Uda pattu of Kuruwiti korale in the District of Ratnapura of the Province of Sabaragamuwa; bounded on the north by Rattanaketiyemandiyehena and Batalaketunne-ela, east by Batalaketunne-ela, Delgahawatta belonging to Jeerisa, Deniyagawawatta belonging to Singa, portion of Batalaketunne-ela, earth slip, Bomaluwewatta belonging to Peiris Singho and Kohiladeniyewatta belonging to Ratta, on the south by road to Adam's Peak, lot 5 appearing in the said plan and Millagahawatta, and on the west by Tiringalenadola, Pahagamawatta, Girigalpussemukalana, and Crown jungle, containing in extent 54 acres, 2 roods and 2 perches, which said land is the southern portion of lot 27 depicted in block survey plan No. 336 of Ketawala village, and registered in A 198/165 in the Ratnapura District Land Registry.

2. An undivided one-half share of and in all that land called Keenagahawatta with the tea plantations thereon, situate at Ketawala aforesaid; bounded on the north, east and west by Ketawala Tea estate, and on the south by Buluwagawadola, containing in extent 1 acre 2 roods and 35 perches, and registered in A 189/177.

3. An undivided one-half share of the land depicted as lot 78 in P. S. P. No. 336 called Kanthoruwewatta with the tea plantations thereon, situate at Ketawala aforesaid; and bounded on the north by Ketawala Tea estate, on the east by lot 77 and Ketawala Tea estate, on the south by lot 77, and on the west by lot 77 and Ketawala Tea estate, containing in extent 2 acres and 23 perches, and registered in A 206/204.

4. All that land called Bomaluwewatta with the tea plantation thereon, situate at Ketawala aforesaid; and bounded on the north by agala, on the east by Batalakotunnedola, on the south by galweta and mahagala, and on the west by dola and galenda, containing in extent 12 seers kurakkan sowing, and registered in A 162/214.

Fiscal's Office,
Ratnapura, October 10, 1938.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

In the Court of Requests of Kegalla.

H. D. J. Jayasinghe of Hatton in Gampola District Plaintiff.
No. 8,512. Vs.

L. B. Giragama, Arachchi of Leuke wasama, the administrator of the estate of P. B. Rankoddiwala, President of Rankoddiwala Defendant.

NOTICE is hereby given that on Monday, November 7, 1938, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:—

1. An undivided one-half share of the land called Bandarawatta of amunam of paddy sowing in extent, situated at Rankoddiwala in Tanipperu pattu of Galboda korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north by ditch of Parana-watta, east by Welaiura and fence, south by ditch of Medagodawatta, and west by wela and iura.

2. An undivided one-half share of the land called Paranawalawwewatta of 5 pelas of paddy sowing in extent, situated at Rankoddiwala aforesaid; and bounded on the north by ditch, east by high road, south by liminary ridge of Bandarawatta, and west by limit of Alahakongewatta and field.

3. An undivided one-half share of Udamahakumbura of 2 pelas of paddy sowing in extent, situated at Rankoddiwala aforesaid; and bounded on the north by Parana-watta, east by Bandarawatta, south by Medagodahena, and west by Medaliyadda.

4. An undivided one-half share of Meddegodawatta of 1 pela of paddy sowing in extent, situated at Rankoddiwala aforesaid; and bounded on the north by ditch, east by high road, south by Punchirala Nekatrallagewatta iura, and west by Ranhamigewatta ima.

5. An undivided one-half share of Muwankumbura of 1 amunam of paddy sowing in extent, situated at Rankoddiwala aforesaid; and bounded on the north by a portion of this field, east by Walawwewatta, south by upper portion of Midellawattewela, and west by high road from Rambukkana to Mawanella.

6. An undivided one-half share of Mahakumbura of 8 lahas of paddy sowing in extent, situated at Rankoddiwala aforesaid; and bounded on the north by liminary dam of Medaliyaddakumbura, east by liminary dam of Medaliyaddakumbura, south by Medagodahena iura, and west by liminary dam of Medaliyaddakumbura.

To levy Rs. 327-37 with legal interest on Rs. 300 from May 4, 1934, till payment in full.

Deputy Fiscal's Office,
Kegalla, October 10, 1938

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

I, Thomas Arthur Hodson, Fiscal for the Centra Province, do hereby appoint Mr. N. H. Martin to act as Fiscal's Marshal for the judicial division of Hatton for three days from to-day, under Ordinance No. 4 of 1867, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,
Kandy, October 11, 1938.

T. A. HODSON,
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 Testament of the late Mihindukulasuriya Anthony Perera Dharmaratne of Elland, Gregory's road, Colombo, deceased.

THIS matter coming on for final determination before W. Sansoni, Esq., District Judge, Colombo on September 30, 1938, in the presence of Mr. W. W. Aloysius Fernando, Proctor, on the part of the petitioner, Ellen Agnes Dharmaratne, nee Peries of Elland, Gregory's road,

Colombo; and the affidavits of the said petitioner dated September 9, 1938, and of the attesting notary and witness dated September 16, 1938, having been read:

And it appearing to this court that the said petitioner has established her right thereto, it is ordered that probate of the will of the said deceased be issued to Ellen Agnes Dharmaratne nee Peries of Elland, Gregory's road, Colombo, accordingly.

Colombo, October 10, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

34 Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Eugenie Julia Christoffelsz, No. 8,556. late of Lyttleton, Frances road, Wellawatta, deceased.

Harry Carl Christoffelsz of Lyttleton, Frances road, Wellawatta Petitioner.

And

(1) Doctor Edwin Lionel Christoffelsz of Kandy, (2) Eugene James Christoffelsz of Homelock road, Colombo, (3) Arthur H. Christoffelsz, presently in England, (4) Alice Nora May nee Christoffelsz, wife of (5) Carl Brackman Meier, both of Nuwakpraya, and (6) Evelyn May Christoffelsz of Lyttleton, Frances road, Wellawatta Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on September 7, 1938, in the presence of Mr. D. E. Wanigesooria, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 26, 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 her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before September 29, 1938, show sufficient cause to the satisfaction of this court to the contrary.

September 7, 1938.

W. SANSONI,
District Judge.

The date for showing cause against the within-mentioned *Order Nisi* is hereby extended to October 20, 1938.

October 10, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

25 Order Nisi in Intestacy.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Sir Harry Mallaby Mallaby-Deeley, No. 8,591. Baronet of Milton Court near Dorking, in the County of Surrey, England, deceased.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on October 5, 1938, in the presence of Messrs. T. J. & G. de Saram, Proctors, on the part of the petitioner, Eric Lionel Fraser of Colombo; and (1) the affidavit of the said petitioner dated September 22, 1938, (2) the power of attorney dated July 8, 1938, and (3) the order of the Supreme Court dated September 15, 1938, having been read: It is ordered that the said Eric Lionel Fraser is the attorney in Ceylon of Dame Edith Maud Mallaby-Deeley and Sir Guy Meyrick Mallaby Mallaby-Deeley, the heirs and next of kin entitled to the intestate estate of the above-named deceased, and that as such he is entitled to have letters of administration issued to him accordingly, unless any person or persons interested shall, on or before October 20, 1938, show sufficient cause to the satisfaction of this court to the contrary.

October 5, 1938.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mandalayel Assan Koya of Calicut, No. 8,592. Malabar, India, deceased.

Cheriyamaliyackal Embichamina Be (daughter of Alimammad Hajee and widow of Mandalayel Assan Koya, deceased) of Calicut, Malabar, India .. Petitioner.

And

Manthalayel Embichayesha Beevi of Calicut, Malabar, India Respondent.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on October 6, 1938, in the

presence of Mr. M. M. A. Raheem, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner's attorney dated October 1, 1938, a certified copy of the power of attorney dated August 18, 1938, and the Supreme Court Order dated September 13, 1938, having been read.

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above named deceased, to have letters of administration to his estate issued to her, unless the respondent above named or any other person or persons interested shall, on or before October 20, 1938, show sufficient cause to the satisfaction of this court to the contrary.

October 7, 1938.

W. SANSONI,
District Judge.

32/ In the District Court of Kalutara.
Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mahadurage Emmanuel Perera Gunatileka, deceased, of Kalamulla. No. 2,798.

Mawatage Marthina Mailenthina Perera Gunatileka nee Seneviratna of Kalamulla Petitioner.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on May 31, 1938, in the presence of Mr. T. R. P. Perera, Proctor, on the part of the petitioner, Mawatage Marthina Mailenthina Perera Gunatileka nee Seneviratna of Kalamulla; and the affidavit of the said petitioner dated November 11, 1937, having been read:

It is declared that the will of Mahadurage Emmanuel Perera Gunatileka of Kalamulla, deceased, dated September 30, 1932, No. 4,280 and had deposited in this court, be and the same is hereby declared proved, unless the respondents—(1) Oswald Gunatileka, (2) Patrick Gunatileka, (3) Florence Gunatileka, (4) Charlotte Gunatileka, (5) Violet Gunatileka and (6) Merle Gunatileka, all of Kalamulla—or any other person or persons interested shall, on or before May 26, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Mawatage Marthina Mailenthina Perera Gunatileka nee Seneviratna is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before May 26, 1938, show sufficient cause to the satisfaction of the court to the contrary.

March 31, 1937.

W. SANSONI,
District Judge.

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

E. O. C. VANDER GERT,
District Judge.

23/ In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Muma Keena Cader Sam Lebbe, deceased, of 114, Trincomalee street, Matara. T. 63.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on September 16, 1938, in the presence of Mr. W. V. Sallay, Proctor, on the part of the petitioner, Seyyed Ismail's son Kiduru Mohammad, and the affidavit of the said petitioner dated September 12, 1938, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the cousin of the above-named deceased, to have letters of the administration to the estate of the deceased issued to him, unless the respondent—Seyyed Ismail's son Mohammado Mohoyyadeen Abdul Cader of Marikkarpalli street, Kayalpatanam, India,—or any other person or persons interested shall, on or before October 20, 1938, show sufficient cause to the satisfaction of this court to the contrary.

September 16, 1938.

R. F. DIAS,
District Judge.

21/ In the District Court of Matara.
Order Absolute declaring Will proved.

Testamentary In the Matter of the Estate of Mrs. Jurisdiction. Emelia Felicia Buultjens of Fort, No. 4,018. Matara.

Alfred Charles Buultjens of Fort, Matara Petitioner.

THIS matter coming on for disposal before James Joseph, Esq., District Judge of Matara, on October 3, 1938,

in the presence of Mr. A. E. Buultjens, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated October 3, 1938, having been read along with the affidavit of the attesting notary and one of the subscribing witnesses: It is ordered that the will of the said Emelia Felicia Buultjens of Fort, Matara, deceased, dated March 5, 1929, bearing No. 409 and now deposited in this court, be and the same is hereby declared proved: It is further declared that the petitioner above named is the executor named in the said will and he is hereby declared entitled to have probate of the same issued to him.

October 3, 1938.

JAMES JOSEPH,
District Judge.

47/ In the District Court of Tangalla.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. and Codicil of Siyambaladduwa No. 1,283. Pathirana Don Bastian Pathiratna late of Yodakandiya, deceased.

Siyambaladduwa Pathirana Don Charles Pathiratna of Yodakandiya Petitioner.

Vs.

(1) Siyambaladduwa Pathirana Don Siripala Pathiratna of Yodakandiya, (2) Siyambaladduwa Pathirana Jayadasa Pathiratna of Yodakandiya, (3) Siyambaladduwa Pathirana Timawathi Pathiratna of Yodakandiya, (4) Raigam Korale Kodituwakku Arachchige Samelappuhamy of Yodakandiya; (5) Mohottige Charlotte Sedara of Kotuwegoda in Matara, (6) ditto Violet Sedara of ditto, (7) ditto Sumana-wathi Sedara of ditto, (8) ditto Rupawathi Sedara of ditto, minors; (9) ditto Sirisena Sedara of ditto; (10) Pemawathi Pathiratana, minor, (11) Punchedewage Jasohamy, both of Yodakandiya Respondents.

THIS matter coming on for disposal before V. S. Jayawikrama, Esq., District Judge of Tangalla on June 18, 1938, in the presence of Mr. V. S. Wikramanayake, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated June 17, 1938, and also the affidavit of the attesting notaries and the witnesses dated June 7, 1938, having been read:

It is ordered that the said last will and testament dated February 2, 1938, and the codicil dated February 10, 1938, be and the same are hereby declared proved, unless any person or persons interested shall, on or before September 12, 1938, show sufficient cause to the contrary.

It is further ordered that the said petitioner is the executor named in the said last will and that he is hereby declared entitled to have the probate of the said estate issued to him accordingly, unless any person or persons interested shall, on or before September 12, 1938, show sufficient cause to the contrary.

July 14, 1938.

V. S. JAYAWIKRAMA,
District Judge.

Extended till October 10, 1938.

September 8, 1938.

V. S. JAYAWIKRAMA,
District Judge.

Time for showing cause against this *Order Nisi* is extended to November 10, 1938.

October 10, 1938.

V. S. JAYAWIKRAMA,
District Judge.

30/ In the District Court of Tangalla.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. deceased Nambuwa Hewage Carolisappu, No. 1,289. late of Nakulugamuwa.

Nambuwa Hewage Samolappu of Nakulugamuwa Petitioner.

(1) Nambuwa Hewage Arisappu of Nakulugamuwa, (2) ditto Kalihamy of Taraperiya, (3) ditto Dingi-hamy of Naotunna, (4) Randoombage Hendirissino of Wanduruppa, (5) ditto Podisino of ditto, (6) ditto Barnisappu of ditto Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawikrama, Esq., District Judge of Tangalla on August 19, 1938, in the presence of Mr. V. S. Wikramanayake, Proctor, on the part of the petitioner above named, the affidavit of the above named petitioner dated August 15, 1938, having been read.

It is ordered and adjudged that the petitioner is entitled, as brother of the said deceased, to administer his estate and directing that letters of administration of the said estate be granted to him, unless any person or persons interested shall, on or before September 26, 1938, show sufficient cause to the contrary.

August 19, 1938.

V. S. JAYAWIKRAMA,
District Judge.

Extended till October 27, 1938.

September 26, 1938.

V. S. JAYAWIKRAMA,
District Judge.

²⁸ In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sivagnanamamah, wife of Vaitilingam
No. 50. Muttucumaraswamy of Vannarponnai
East, deceased.

Sellammah, widow of Naganather Senathirajah of
Kondavil East Petitioner.

Vs.

(1) Murugesu Muttiah and wife (2) Sivapakkiam, (3)
Saraswathy, daughter of Senathirajah, (4) Vaiti-
lingam Muttucumaraswamy of Vannarponnai
East Respondents.

THIS matter coming on for disposal before C. Coomara-
swamy, Esq., District Judge of Jaffna, on February 21,
1935, in the presence of Mr. K. Somasundaram, Proctor
for petitioner; and the affidavit and petition of the peti-
tioner having been read :

It is ordered that letters of administration to the estate
of the deceased above named be granted to the petitioner
as she is the mother of the deceased, unless the respondents
or any other person shall, on or before April 10, 1935,
show sufficient cause to the satisfaction of the court to the
contrary.

March 1, 1935.

C. COOMARASWAMY,
District Judge.

Time to show cause extended to October 19, 1938.

C. C.,
District Judge.

In the District Court of Badulla.

⁴³ Order Nisi.

Testamentary In the Matter of the Last Will and
No. B. 1,010. Testament of Patchiahpillai Sappani-
pillai Patchiah Pillai *alias* Sola Pillai of
Tinnanoor in Musiri Taluq, Trichino-
poli District, South India, deceased.

Patchiahpillai Sappanipillai Patchiah Pillai of
Badulla Petitioner.

And

(1) Patchiahpillai Sappanipillai Somasunderam of
Passara, (2) ditto Viruthasalom Pillai *et* 19 years,
(3) ditto Sivasamy Pillai *et* 12 years, both of
Badulla, minors by their guardian *ad litem* the 1st
respondent above named, (4) Sellaie Ammal (wife of
P. S. Sola Pillai) of Passara Respondents.

THIS matter coming on for disposal before R. R. Selva-
durai, Esq., District Judge, Badulla, on September 19,
1938, in the presence of Messrs. H. J. & W. L. Pinto,
Proctors, on the part of the petitioner above named; and
his petition dated September 19, 1938, and affidavit dated
September 13, 1938, and the affidavit of the attesting
witnesses to the last will dated September 5, 1938, having
been read : It is ordered that the will of the said Patchiah-
pillai Sappanipillai Patchiah Pillai *alias* Sola Pillai, deceased,
dated February 5, 1938, which has been produced with its
translation marked 'X' and is now deposited in this court
be and the same is hereby declared proved; and it is
further ordered that the petitioner be and he is hereby
declared entitled, as the eldest son of the deceased; to

administer the estate of the said deceased, and to have
letters of administration with a copy of the will annexed
issued to him accordingly.

And it is further ordered that the 1st respondent above
named be and he is hereby appointed guardian *ad litem* of
the 2nd and 3rd respondents above named, who are minors,
to represent them for all the purposes of this action, unless
the respondents above named or any persons lawfully
interested therein shall, on or before October 18, 1938,
show sufficient cause to the satisfaction of this court to the
contrary.

September 20, 1938.

R. R. SELVADURAI,
District Judge.

³⁶ In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Weerasingha Gamaetige Dayasena Weera-
singha of Ratnapura, deceased.

Akuretiye Gamaralalage Charlotte Weerasingha *nee*
de Alwis Gunawardena of Ratnapura, and presently
at Panadure Petitioner.

And

(1) Sepala Dayasena Weerasingha, (2) Chandrasiri
Gunasena Weerasingha, (3) Malini Premalatha
Weerasingha, (4) Nimalawansa Dharmakirti Weera-
singha, (5) Anula Swarnalatha Weerasingha, and
(6) Wimala Chandralatha Weerasingha, all of Pana-
dure the 1st to 6th respondents are minors by their
duly appointed guardian *ad litem*; (7) Victor Oliver
de Alwis Gunawardena of Panadure... Respondents.

THIS matter coming on for disposal before L. H. de
Alwis, Esq., District Judge of Ratnapura, on September 5,
1938, in the presence of Mr. V. H. Abeyratne, Proctor,
on the part of the petitioner above named; and the
affidavit of the said petitioner dated July 26, 1938, having
been read :

It is declared that the said petitioner above named is the
widow of the deceased above named, and that she is
entitled to have letters of administration issued to her
accordingly, unless the respondents above named or any
other person or persons interested shall, on or before
October 10, 1938, show sufficient cause to the satisfaction
of this court to the contrary.

September 5, 1938.

L. H. DE ALWIS,
District Judge.

The above *Order Nisi* is hereby extended for November
8, 1938.

October 10, 1938.

L. H. DE ALWIS,
District Judge.

²³ In the District Court of Ratnapura.

Order Absolute in the First Instance Declaring Will
proved.

No. 1,069. In the Matter of the Last Will and
Testament of Grace Ellen Dharmaratne
of Ratnapura, deceased.

Charles Frederick Dharmaratne of Ratnapura .. Petitioner

THIS matter coming on for disposal before L. H. de
Alwis, Esq., District Judge of Ratnapura, on September 14,
1938, in the presence of Messrs. A. & E. Wijetilake,
Proctors, on the part of the petitioner; and the affidavit of
the said petitioner dated June 23, 1938; and the affidavit
dated May 27, 1938, of Mr. E. Wijetilake, the attesting
Notary Public having been read :

It is ordered that the said last will No. 205 dated June 8,
1937, attested by E. Wijetilake, Notary Public, the original
of which is deposited in this court, be and the same is
hereby declared proved.

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

September 14, 1938.

L. H. DE ALWIS,
District Judge.

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