



THE

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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. 7 of 1939.

L. D.—O 54/38

No. 25 of 1909. **An Ordinance to amend the Contagious Diseases (Animals) Ordinance, 1909.**

A. CALDECOTT.

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

Short title. 1 This Ordinance may be cited as the Contagious Diseases (Animals) Amendment Ordinance, No. 7 of 1939.

Amendment of section 5 of Ordinance No. 25 of 1909. 2 Section 5 of the Contagious Diseases (Animals) Ordinance, 1909, is hereby amended in sub-section (3) thereof, by the substitution, for the word " Governor ", of the words " Executive Committee of Agriculture and Lands ".

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Seventeenth day of March, One thousand Nine hundred and Thirty-nine.

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. 8 of 1939.

L. D.—O 40/38.

No. 9 of 1902. **An Ordinance to amend the Ceylon Railways Ordinance, 1902.**

A. CALDECOTT.

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

Short title. 1 This Ordinance may be cited as the Ceylon Railways (Amendment) Ordinance, No. 8 of 1939.

Amendment of section 3 of Ordinance No. 9 of 1902. 2 Section 3 of the Ceylon Railways Ordinance, 1902 (hereinafter referred to as " the principal Ordinance "), is hereby amended by the substitution for the definition of " Railway official " of the following :—

" Railway official " means any person, officer or clerk appointed by the Governor under section 4 (1) and includes any person for the time being employed to do any act upon the railway.

Substitution of new section for section 4 of the principal Ordinance. 3 Section 4 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Appointment of General Manager and other officers and clerks.

- 4 (1) The Governor may appoint—
- (a) any person by name or by office to be or to act as General Manager ; and
 - (b) such other officers and clerks as may be necessary for the purposes of this Ordinance.
- (2) The General Manager may generally or specially authorise any officer appointed under paragraph (b) of sub-section (1) to exercise any power or perform any duty conferred or imposed by this Ordinance on the General Manager.

4 Section 17 of the principal Ordinance is hereby amended as follows :—

Amendment of section 17 of the principal Ordinance.

- (1) by the substitution for the words " the General Manager or Locomotive Engineer," of the words " the General Manager," ; and
- (2) by the omission of the words " Traffic Superintendent, or station master,".

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Seventeenth day of March, One thousand Nine hundred and Thirty-nine.

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. 9 of 1939.

L. D.—O 302/32

An Ordinance to amend the Post Office Security Fund Ordinance, 1931.

No. 1 of 1931.

A. CALDECOTT.

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 Post Office Security Fund Amendment Ordinance, No. 9 of 1939, and shall come into operation on such date as the Governor may appoint by Proclamation in the Gazette.

Short title and date of operation.

2 Section 2 of the Post Office Security Fund Ordinance, 1931, (hereinafter referred to as " the principal Ordinance "), is hereby amended in the definition of " The Fund " by the substitution, for all the words from " Security Fund " to " Ordinance ", of the words " Security Fund ".

Amendment of section 2 of Ordinance No. 1 of 1931.

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

Amendment of section 3 of the principal Ordinance.

- (1) by the repeal of sub-section (1) thereof, and the substitution of the following new sub-section for that sub-section :—

" (1) The Post Office Security Fund shall be deemed for all purposes to have been lawfully constituted and established ; and all moneys deposited with or paid periodically to the Postmaster-General by officers, before the date on which this Ordinance comes into operation, as security for the due performance of their respective duties, and paid by the Postmaster-General or caused by him to be paid into the Fund, shall be deemed to have been lawfully collected or received by him on behalf of the Crown and to have been lawfully so paid into the Fund, and all moneys paid out therefrom in connection with any such security shall be deemed to have been lawfully so paid. " ;

- (2) in sub-section (2) thereof, by the substitution, for all the words from " before " to " made ", of the words " before the date on which this Ordinance comes into operation shall be deemed to have been lawfully made, " ; and

- (3) by the repeal of sub-section (3) thereof, and the substitution of the following new sub-section for that sub-section :—

" (3) After the date on which this Ordinance comes into operation, all moneys deposited with or paid periodically to the Postmaster-General by officers, under any written law for the time being in force as to the security to be given for the due performance of their duties, shall be paid by the Postmaster-General or caused by him to be paid to the Board. "

Amendment of section 7 of the principal Ordinance.

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

- (1) in paragraph (1) set out therein, by the substitution, for all the words from "to collect" to "such sums" of the words "to place all moneys received or collected by the Postmaster-General and paid by him to the Board under section 3 (3)"; and
- (2) in paragraph (2) set out therein, by the substitution, for the words "such sums", of the words "such moneys"; and
- (3) by the substitution, for paragraph (3) set out therein, of the following new paragraph:—
 - (3) to pay out of the Fund, in addition to the salaries and allowances for which express provision is made by this Ordinance, such other sums of money as may be payable, under any written law for the time being in force—
 - (a) to the Postmaster-General on behalf of the Crown, whenever the whole or any part of the amount of the deposits or payments and interest standing to the credit of any officer is appropriated by order of the Postmaster-General in order to meet any loss incurred by the Crown by reason of any default or omission or any negligent or dishonest act on the part of the officer, or is declared forfeit to the Crown, under such written law; or
 - (b) to any officer who is permitted in accordance with such written law to withdraw the amount of the deposits or payments and interest standing to his credit, after his retirement, resignation or dismissal from office."

Amendment of Section 9 of the principal Ordinance.

5 Section 9 of the principal Ordinance is hereby amended as follows:—

- (1) in sub-section (1) thereof, by the omission of paragraphs (a) and (b), and by the re-lettering of paragraphs (c) to (m), inclusive, as paragraphs (a) to (k), respectively; and
- (2) in sub-section (2) thereof, and in the marginal note to that sub-section, by the substitution, for the words "First and Second Schedules", of the word "Schedule".

Repeal of the First Schedule to the principal Ordinance.

6 The First Schedule to the principal Ordinance is hereby repealed.

Amendment of the Second Schedule to the principal Ordinance.

7 The Second Schedule to the principal Ordinance is hereby amended by the substitution, for the title "SECOND SCHEDULE", of the title "SCHEDULE".

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Seventeenth day of March, One thousand Nine hundred and Thirty-nine.

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. 10 of 1939.

L. D.—O 302/32

No. 14 of 1890.

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

A: CALDECOTT.

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

Short title.

1 This Ordinance may be cited as the Public Officers' Security Amendment Ordinance, No. 10 of 1939.

2 Section 2 of the Public Officers' Security Ordinance, 1890, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (1) (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 2 of Ordinance No. 14 of 1890.

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".

Amendment of section 3 of 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 :—

Insertion of new section 11 in the principal Ordinance.

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 :—

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

- (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.

Retrospective operation of sections 2 and 3 of this Ordinance.

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.

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Seventeenth day of March, One thousand Nine hundred and Thirty-nine.

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. 14 of 1939.

An Ordinance to incorporate an Association known as the Government Surveyors' Association.

A. CALDECOTT.

WHEREAS an Association called and known as the Government Surveyors' Association has heretofore been established for the purpose of carrying out and transacting all matters connected with the said Association according to the rules agreed to by its members :

And whereas the said Association has applied to be incorporated and it will be for the public advantage to grant such application for incorporation.

Be it therefore 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 Government Surveyors' Association Incorporation Ordinance, No. 14 of 1939.

Incorporation.

2 From and after the date of the commencement of this Ordinance, the members for the time being of the Government Surveyors' Association (hereinafter referred to as the Association) and such and so many persons as shall after that date be members of the Association shall be and become a body corporate with perpetual succession under the name and style of "The Government Surveyors' Association" and by that name may sue and be sued in all courts.

General objects.

3 The general objects for which the corporation is constituted are—

- (a) to administer the Benevolent Fund created by the Association ;
- (b) to promote thrift among its members ;
- (c) to give relief to all duly enrolled members of the Benevolent Fund in times of sickness, distress or pecuniary difficulties and to render such other assistance as may be found necessary in accordance with the rules of the Association ;
- (d) to take such other measures as may be necessary for the purposes of the Association.

4 (1) It shall be lawful for the Association from time to time at any general meeting of the members and by a majority of votes to make rules for any of the following purposes :—

Rules.

- (a) the admission, withdrawal or expulsion of members ;
- (b) the powers, conduct, duties and functions of the various officers, agents and servants of the Association ;
- (c) the procedure to be observed at meetings and in convening meetings and in the transaction of the business of the Association ;
- (d) the administration and management of the property of the Association ;
- (e) fixing the subscription payable by members, the collection of such subscription and the payment of moneys due to members ;
- (f) the imposition of penalties and forfeitures for breaches of the rules ; and
- (g) generally the management of the affairs and the accomplishment of the objects of the Association.

(2) No rule made by the Association shall have effect unless such rule has been approved by the Governor.

(3) All members of the Association shall at all times be subject to the rules for the time being of the Association.

5 No rule made by the Association at a general meeting shall be altered, amended or revoked except by a majority of members present and voting at any subsequent general meeting ; and no such alteration, amendment or revocation shall have effect unless it has been approved by the Governor.

Alteration of rules.

6 The corporation shall be able and capable in law to receive and to hold property, both movable and immovable, which may be vested in it by virtue of any purchase, grant, gift, testamentary disposition or otherwise ; and all such property shall be held by the corporation for the purposes of this Ordinance and subject to the rules for the time being of the said corporation with full power (subject to any trust attaching to such property and to the law regulating such trusts) to sell, mortgage, lease, exchange or otherwise dispose of the same.

Power of corporation to hold property.

7 From and after the date of the commencement of this Ordinance all property of the Association, both movable and immovable, whether held in the name of the Association or in the name of any person or persons in trust for the Association, shall be and is hereby vested in the corporation and such property together with all after-acquired property, both movable and immovable, and all subscriptions, donations, penalties, loans and other moneys received or to be received shall be held by the said corporation for the purposes of this Ordinance and subject to the rules for the time being of the Association.

Vesting of property.

8 (1) It shall be competent for the corporation to have and to use a seal and to change and alter its seal from time to time.

Seal of corporation.

(2) The seal of the corporation shall not be affixed to any instrument whatsoever except in the presence of two of its members who shall sign their names on the instrument in token of their presence and such signing shall be independent of the signing of any person as a witness.

9 Nothing in this Ordinance contained shall affect or be deemed to affect the rights of His Majesty the King, His Heirs and Successors, or of any body politic or corporate or of any other persons except such as are mentioned in this Ordinance and those claiming by, from or under them.

Saving of rights of the Crown.

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

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-first day of March, One thousand Nine hundred and Thirty-nine.

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. 15 of 1939.

L. D.—O 52/35

**An Ordinance to provide for the preparation of Annual
Supplements to the Revised Edition of the
Legislative Enactments of Ceylon.**

A. CALDECOTT.

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

Short title.

1 This Ordinance may be cited as the Revised Edition of the Legislative Enactments (Annual Supplements) Ordinance, No. 15 of 1939.

Preparation of annual supplement to the Revised Edition.

2 As soon as possible after the commencement of every year the Legal Draftsman shall prepare a supplement to the Revised Edition of the Legislative Enactments.

Powers of the Legal Draftsman in preparing the supplement.

3 In the preparation of such supplement the Legal Draftsman shall have, *mutatis mutandis*, the powers conferred upon the Commissioner in the preparation of the Revised Edition of the Legislative Enactments by section 3 of the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937:

Provided that for the dates mentioned in paragraph (12) of the said section 3, the following dates shall be substituted:—

- (a) in the case of the annual supplement issued in the year 1939, the thirty-first day of March, 1939;
- (b) in the case of the annual supplement issued in any year subsequent to the year 1939, the thirty-first day of December immediately preceding the date of issue of such supplement.

Contents of supplement.

4 Each supplement shall be printed in one or more volumes and shall supersede all previous supplements, and shall, subject to the provisions of section 3, contain—

- (a) this Ordinance;
- (b) the Ordinances enacted between the thirtieth day of June, 1938, (hereinafter referred to as "the date of the Revised Edition"), and the first day of January immediately preceding the date of issue;
- (c) such subsidiary legislation made or issued under any Ordinance between the date of the Revised Edition and the first day of January immediately preceding the date of issue as the Legal Draftsman may think fit to include;
- (d) such Imperial Statutes, Imperial Orders in Council, Royal Proclamations, Letters Patent and Royal Instructions as the Legal Draftsman may think fit to include; and
- (e) a table of contents, a chronological table of Ordinances enacted between the date of the Revised Edition and the first day of January immediately preceding the date of issue:

Provided that in the case of the annual supplement issued in the year 1939, paragraphs (b), (c) and (e) shall have effect as though the words "first day of April, 1939" were substituted for the words "first day of January immediately preceding the date of issue" wherever the latter words occur collectively in those paragraphs.

Record of numbers of Ordinances.

5 The number and year of each Ordinance shall be set out at the head thereof, and when another Ordinance is incorporated therein, the number and year of the principal Ordinance and of each amending or incorporated Ordinance shall be set out in the margin at the commencement of the Ordinance.

Record of date of operation of Ordinances.

6 The date of commencement of every Ordinance shall be set out immediately below the long title of the Ordinance and where any Ordinance is brought into operation on any date subsequent to the date of the commencement thereof the date of operation shall be set out immediately below the date of the commencement of that Ordinance.

Notices bringing supplements into force.

7 (1) The Governor may, by notification published in the Gazette, approve of each annual supplement upon the issue thereof and order that it shall come into force from such date as he thinks fit.

(2) From the date named in such notification the annual supplement shall, until superseded by the next annual supplement, be deemed to be and shall be without any question whatsoever in all Courts of Justice and for all purposes whatsoever the sole and only proper Statute Book of Ceylon in respect of Ordinances enacted between the date of the Revised Edition and the first day of January immediately preceding the date of issue and in respect of subsidiary legislation included therein and made or issued between the thirtieth day of June, 1938, and the first day of January next preceding the date of issue :

Provided that in the case of the supplement issued in the year 1939 this sub-section shall have effect as though the words "first day of April, 1939" were substituted for the words "first day of January immediately preceding the date of issue".

8 Where in any written law or in any document of whatever kind reference is made to any written law affected by or under the operation of this Ordinance, such reference shall where necessary and practicable be deemed to extend and apply to the corresponding written law in the annual supplement for the time being in force.

Application
of references
to supplements.

9 A copy of any Ordinance contained in the Revised Edition, with amendments, whether by way of substitution, addition or omission made by any Ordinance passed after the date of the Revised Edition, may be prepared by the Legal Draftsman ; and the Government Printer shall print all copies of the original Ordinance which are printed after the commencement of this Ordinance, as so prepared.

Reprints of
Ordinances
in Revised
Edition.

10 A reference to an Ordinance in any written law (whether enacted, made or issued before or after the commencement of this Ordinance) shall, unless the context otherwise requires, be construed to refer to that Ordinance as amended by any Ordinance for the time being in force.

References.

11 In this Ordinance, unless the context otherwise requires—

Interpretation.

"Revised Edition" means the Revised Edition of the Legislative Enactments prepared in accordance with the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937 ;

"subsidiary legislation" means any by-law, rule or regulation made under any Ordinance and includes any notification, notice, order, proclamation, resolution or scheme made or issued under any Ordinance.

Passed in Council the Sixteenth day of March, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of March, One thousand Nine hundred and Thirty-nine.

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. 16 of 1939.

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

A. CALDECOTT.

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 Revised Edition of the Legislative Enactments (Amendment) Ordinance, No. 16 of 1939.

Short title.

Amendment of section 10 of the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937.

2 Section 10 of the Revised Edition of the Legislative Enactments Ordinance, No. 19 of 1937, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the substitution of the following sub-section for sub-section (3) thereof :—

"(3) From and after the date appointed in such proclamation the revised edition shall be deemed to be and shall be without any question whatsoever in all Courts of Justice and for all purposes whatsoever the sole authentic edition of the legislative enactments of this Island, so far as therein contained."

Substitution of new section for section 11 of the principal Ordinance.

3 Section 11 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Saving of existing subsidiary legislation, appointments and acts.

"11. (1) All subsidiary legislation, all appointments and acts made or done under any legislative enactment included in the revised edition, and in force on the date appointed by the Governor under section 10, shall continue in force until otherwise provided; and references in any such subsidiary legislation to the legislative enactment under which such subsidiary legislation is made, or to any other legislative enactment, shall, where necessary and practicable, be deemed to apply to the corresponding legislative enactment in the revised edition.

(2) In sub-section (1) "subsidiary legislation" means rules, regulations and by-laws and shall include proclamations, letters patent, orders, notices, notifications, declarations, resolutions, forms, warrants, schemes and any other document whatsoever made under any legislative enactment."

Passed in Council the Sixteenth day of March, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of March, One thousand Nine hundred and Thirty-nine.

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. 17 of 1939.

An Ordinance to make amendments in certain Ordinances of this Island.

A. CALDECOTT.

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

Short title.

1 This Ordinance may be cited as the Statute Law Revision Ordinance, No. 17 of 1939.

Amendment of certain Ordinances.

2 The Ordinances specified in the first column of the Schedule are hereby amended in the manner specified in the second column of that Schedule.

Ordinance to have effect from 30th June, 1938.

3 This Ordinance shall have effect as if it had come into operation on the thirtieth day of June, nineteen hundred and thirty-eight.

SCHEDULE.

First Column.

Second Column.

Ordinance No. 5 of 1839.

(a) In section 1 for the words "every such offender, being convicted thereof shall be deemed guilty of a misdemeanor and punished accordingly" there shall be substituted the words "he shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to imprisonment of either description for a term not exceeding one year, or to a fine not exceeding one thousand rupees, or to both such imprisonment and fine".

First Column.

Second Column.

(b) After section 8 there shall be inserted the following section :—

“ 9. (1) A Magistrate shall have power to try summarily any person who commits a breach of any of the provisions of this Ordinance and to impose the full penalties prescribed by this Ordinance, anything in the provisions of the Criminal Procedure Code to the contrary notwithstanding.

(2) All penalties and forfeitures, payable under this Ordinance may be recovered as if they were fines imposed by a Magistrate's Court.”

Ordinance No. 17 of
1869.

In section 65 for the words “ and every person who shall wilfully destroy or embezzle any goods duly warehoused, shall be deemed guilty of a misdemeanor, and shall upon conviction suffer the punishment by law inflicted in cases of misdemeanor ; but if such person shall be an officer of customs not acting in the due execution of his duty, and shall be prosecuted to conviction by the importer, consignor, or proprietor of such goods, no duty shall be payable for or in respect of such goods, and the damage occasioned by such waste, spoil, or embezzlement shall ”, there shall be substituted the words “ and every person who shall wilfully destroy or commit criminal breach of trust of any goods duly warehoused, shall be deemed guilty of an offence, and shall upon conviction be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine ; but if such person be an officer of customs not acting in the due execution of his duty, and shall be prosecuted to conviction by the importer, consignee, or proprietor of such goods, no duty shall be payable for or in respect of such goods, and the damage occasioned by such waste, spoil, or criminal breach of trust shall.”

Ordinance No. 2 of
1911.

In section 4 for the words “ and Secretary of the Planters' Association of Ceylon, the Rural Member of the Legislative Council ” there shall be substituted the words “ the Deputy Chairman, and Secretary of the Planters' Association of Ceylon ”.

Ordinance No. 5 of
1891.

(a) In section 1 for the words “ the Assistant Controller of Revenue or such other public officer of similar standing as the Governor may be pleased to appoint instead of him ” there shall be substituted the words “ such public officer as the Governor may be pleased to appoint.”

(b) In paragraph (a) of subsection (1) of section 3 for the words “ The officer for the time being lawfully acting as Assistant Controller of Revenue, or such other public officer of similar standing as the Governor may be pleased to appoint instead of him ” there shall be substituted the words “ such public officer as the Governor may be pleased to appoint ”.

(c) In subsection (1) of section 5 for the words “ The officer for the time being lawfully acting as Assistant Controller of Revenue, or such other public officer of similar standing as the Governor may be pleased to appoint instead of him,” there shall be substituted the words “ Such public officer as the Governor may be pleased to appoint.”

Ordinance No. 17 of
1852.

In section 2 for the words “ to the Secretary of the proper District Court, to be by him registered and preserved in the District Court in like manner as notarial deeds of a similar description ; and all persons interested in any such deed shall be entitled, on furnishing the proper stamp, to demand a copy or extract of such deed, certified as correct by the said secretary, for which copy or extract a fee of four shillings shall be

| First Column. | Second Column. |
|--|---|
| | paid to the said secretary, who shall pay the same into the public treasury." there shall be substituted the words "to the Registrar of Lands in accordance with section 4 of the Registration of Documents Ordinance to be by him registered and preserved in the Land Registry in like manner as notarial deeds of a similar description; and all persons interested in any such deed shall be entitled, on furnishing the proper stamp, to demand a copy or extract of such deed, certified as correct by the said Registrar of Lands, for which copy or extract a fee of two rupees shall be paid to the said Registrar of Lands who shall pay the same into the Treasury." |
| Ordinance No. 11 of 1842. | In section 4 for the words "Colonial Secretary" there shall be substituted the words "Registrar-General". |
| Ordinance No. 7 of 1853. | In section 155 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Attorney-General". |
| The Ceylon Savings Bank Ordinance, 1859. | In section 9 for the words "The Treasurer of the Colony" there shall be substituted the words "The Financial Assistant and Accountant of the Treasury". |
| Ordinance No. 13 of 1864. | In section 8 for the word "Treasurer" there shall be substituted the words "Director of Medical and Sanitary Services". |
| Ordinance No. 4 of 1865. | (a) In section 5 for the word "Treasurer" where it first occurs and where it occurs for the third time there shall be substituted the words "Deputy Financial Secretary". (b) In subsection (1) of section 18 for the word "Treasurer" there shall be substituted the words "Deputy Financial Secretary". (c) In subsection (2) of section 18 for the word "Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| Ordinance No. 17 of 1869. | (a) In section 15 for the words "Treasurer or the Sub-accountants" there shall be substituted the words "Deputy Financial Secretary". (b) In section 119 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| Ordinance No. 1 of 1873. | In section 17 for the words "Colonial Secretary" there shall be substituted the words "Director of Medical and Sanitary Services". |
| Ordinance No. 3 of 1880. | For the word "Treasurer" wherever it occurs in the Ordinance there shall be substituted the words "Financial Secretary". |
| The Ceylon Paper Currency Ordinance, 1884. | (a) In section 3 for the words "Colonial Secretary" there shall be substituted the words "Financial Secretary". (b) In section 3 for the word "Treasurer" there shall be substituted the words "Deputy Chief Secretary". (c) In section 3 for the words "Auditor-General" there shall be substituted the words "Commissioner of Stamps". (d) In subsection (1) of section 24 for the word "Treasurer" there shall be substituted the words "Deputy Financial Secretary". (e) In subsection (2) of section 24 for the word "Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| The Youthful Offenders Ordinance, 1886. | (a) In section 45 for the words "the Colonial Secretary, or of an Assistant Colonial Secretary" there shall be substituted the words "The Director of Education". (b) In section 47 for the words "the Colonial Secretary or any Assistant Colonial Secretary" there shall be substituted the words "the Director of Education". |

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| Ordinance No. 4 of 1887. | In section 9 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| The Civil Procedure Code, 1889. | (a) In the explanation to section 466 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". (b) In section 469 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". |
| Ordinance No. 22 of 1889. | In section 1 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". |
| The Public Officers' Security Ordinance, 1890. | (a) In paragraph (a) of subsection (1) of section 2 for the words "Colonial Treasurer" and "Treasurer" respectively there shall be substituted the words "Deputy Financial Secretary". (b) In section 2A for the words "Colonial Treasurer" wherever it occurs there shall be substituted the words "Deputy Financial Secretary". (c) In subsection (1) of section 4 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". (d) In subsection (1) of section 4 for the words "Auditor-General" there shall be substituted the words "Deputy Financial Secretary". (e) In section 5 for the word "Treasurer" wherever it occurs there shall be substituted the words "Deputy Financial Secretary". (f) In sections 5, 6 and 10 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Deputy Financial Secretary". |
| Ordinance No. 21 of 1890. | In section 4 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Chief Secretary". |
| Ordinance No. 24 of 1890. | In subsection (1) of section 10 for the words "Colonial Secretary or by an Assistant Colonial Secretary" there shall be substituted the words "Inspector-General of Prisons". |
| The Building Societies' Ordinance, 1891. | In section 3 for the words "Registrar for the time being of the Supreme Court" there shall be substituted the words "Registrar-General". |
| The Ceylon Inscribed Rupee Stock Ordinance, 1892. | (a) In sections 2, 4, 5 and 19 for the word "Treasurer" wherever it occurs there shall be substituted the words "Deputy Financial Secretary". (b) In section 6 for the words "Auditor-General" there shall be substituted the words "Deputy Chief Secretary". |
| The Small Towns Sanitary Ordinance, 1892. | In section 6 for the words "Colonial Secretary" there shall be substituted the words "Commissioner of Local Government". |
| The Ceylon Evidence Ordinance, 1895. | In subsection (1) of section 78 for the words "Colonial Secretary or an Assistant Colonial Secretary" there shall be substituted the words "Chief Secretary, or an Assistant Chief Secretary". |
| The Municipal Councils Amendment Ordinance, 1896. | In paragraph (v) of section 36, in section 45, in paragraph (5) of section 50, and section 59 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Director of Medical and Sanitary Services". |
| The Widows' and Orphans' Pension Fund Ordinance, 1898. | (a) In section 3 for the words "Colonial Treasurer" there shall be substituted the word "Treasury". (b) In subsection (3) for section 5, in section 7, in subsections (2) and (3) of section 9 and in section 19 for the word "Treasurer" wherever it occurs there shall be substituted the words "Deputy Financial Secretary". |
| The Criminal Procedure Code, 1898. | (a) In paragraph (f) (3) of section 309 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". |

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| The Antiquities Ordinance, 1900. | (b) In subsection (2) of section 369 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". (c) In subsection (2) of section 374 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". |
| The Lepers Ordinance, 1901. | (a) In subsection (2) of section 8 for the words "Colonial Secretary" there shall be substituted the words "Archæological Commissioner". (b) In section 19 for the words "Colonial Secretary" there shall be substituted the words "Archæological Commissioner". |
| The Estate Roads Ordinance, 1902. | (a) In section 7 for the words "Colonial Secretary" there shall be substituted the words "Minister of Health". (b) In section 8 for the words "Colonial Secretary" there shall be substituted the words "Minister of Health". |
| The Patents Ordinance, 1906. | (a) In section 10 for the words "Colonial Secretary" there shall be substituted the words "Executive Committee of Local Administration". (b) In section 36 for the word "Treasurer" there shall be substituted the words "Financial Secretary". |
| The Notaries Ordinance, 1907. | (a) In subsection (2) of section 30 for the words "Colonial Secretary" there shall be substituted the words "Registrar of Patents". (b) In section 48 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". (c) In section 49 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Chief Secretary". |
| The Vagrancy Ordinance, 1907. | (a) In subsection (1) of section 21 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". (b) In subsection (2) of section 23 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". |
| The Destitute Immigrants Regulation Ordinance, 1907. | (a) In subsection (1) of section 8 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". (b) In the Schedule for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Chief Secretary". |
| The Ceylon Post Office Ordinance, 1908. | (a) In section 4 for the words "Colonial Treasurer" there shall be substituted the words "Financial Secretary". (b) In subsection (2) of section 13 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". (c) In paragraph (b) of section 14 for the words "Colonial Secretary" there shall be substituted the words "Chief Secretary". |
| The Ceylon Telegraph Ordinance, 1908. | In subsection (2) of section 27 for the words "Colonial Secretary" there shall be substituted the words "Inspector-General of Police". |
| The Game Protection Ordinance, 1909. | In subsection (2) of section 5 for the words "Colonial Secretary" there shall be substituted the words "Inspector-General of Police". |
| The Stamp Ordinance, 1909. | In subsection (1) of section 16 for the words "Colonial Secretary" there shall be substituted the words "Marine Biologist". |
| | In the list of exemptions to item 47 of Part I of Schedule B for the word "Treasurer" there shall be substituted the words "Deputy Financial Secretary". |

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| The Contagious Diseases (Animals) Ordinance, 1909. | In subsection (2) of section 6 for the words "Colonial Secretary" there shall be substituted the words "Government Veterinary Surgeon". |
| The Municipal Councils Ordinance, 1910. | (a) In section 56 for the words "Colonial Treasurer" wherever they occur there shall be substituted the words "Deputy Financial Secretary". (b) In section 83 for the words "Colonial Secretary" there shall be substituted the words "Commissioner of Local Government". (c) In section 152 for the words "Colonial Secretary" there shall be substituted the words "Commissioner of Local Government". |
| The Defence Force Ordinance, 1910. | In section 27 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| The Elephant Kraal Regulation Ordinance, No. 1 of 1912. | In sections 3 and 6 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Minister for Agriculture and Lands". |
| The Housing and Town Improvement Ordinance, No. 19 of 1915. | In subsection (4) of section 80 for the words "Colonial Secretary" there shall be substituted the words "Commissioner of Local Government". |
| The Riot Damages Ordinance, No. 23 of 1915. | (a) In subsection (2) of section 11 and subsection (2) of section 38 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Financial Secretary". (b) In subsection (1) of section 26 and subsection (2) of section 31 for the word "Treasurer" wherever it occurs there shall be substituted the words "Deputy Financial Secretary". |
| The Local Loans and Development Ordinance, No. 22 of 1916. | In subsection (3) of section 2 for the words "Treasurer of the Colony" there shall be substituted the words "Deputy Financial Secretary". |
| The Firearms Ordinance, No. 33 of 1916. | In paragraph (i) of subsection (2) of section 22 for the words "Colonial Secretary" there shall be substituted the words "Inspector-General of Police". In section 46 for the words "Colonial Secretary" there shall be substituted the words "Inspector-General of Police". |
| The Emigration Ordinance, No. 22 of 1917. | (a) In subsections (1) and (2) of section 3, and in subsection (3) of section 5 for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Chief Secretary". (b) In forms A and B of the Schedule for the words "Colonial Secretary" wherever they occur there shall be substituted the words "Chief Secretary". |
| The Education Ordinance, No. 1 of 1920. | (a) In subsection (1) of section 21 for the words "Colonial Secretary" there shall be substituted the words "Director of Education". (b) In subsections (1) and (2) of section 28 and subsection (1) of section 34 for the word "Director" wherever it occurs there shall be substituted the words "Executive Committee of Education". |
| The Public Trustee Ordinance, No. 1 of 1922. | (a) In section 36 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". (b) In section 39 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". (c) In subsection (2) of section 40 for the words "Colonial Secretary" there shall be substituted the words "Legal Secretary". |
| The British Soldiers' and Sailors' Institute of Colombo (Incorporation) Ordinance, No. 19 of 1922. | In section 7 for the words "Colonial Treasurer" there shall be substituted the words "Deputy Financial Secretary". |
| The Labour Ordinance, No. 1 of 1923. | (a) In sections 2 and 3 for the words "Controller of Indian Immigrant Labour" wherever they occur there shall be substituted the words "Controller of Labour". |

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| | (b) In subsection (4) of section 9 for the words " Colonial Secretary " there shall be substituted the words " Controller of Labour ". |
| The Colonial Treasury Bills Ordinance, No. 8 of 1923. | In sections 2, 6 and 7 for the words " Colonial Treasurer " wherever they occur there shall be substituted the words " Deputy Financial Secretary ". |
| The Flood Protection Ordinance, No. 4 of 1924. | (a) In subsection (5) of section 5 and subsection (3) of section 15 for the words " Colonial Secretary " wherever they occur there shall be substituted the words " Executive Committee of Agriculture and Lands ". |
| | (b) In subsection (1) of section 5 for the words " Colonial Secretary " there shall be substituted the words " Director of Irrigation ". |
| | (c) In subsection (4) of section 5 for the words " lodge with the Director or at the office of the Colonial Secretary in Colombo " there shall be substituted the words " lodge at the office of the Director in Colombo ". |
| | (d) In subsection (3) of section 11 for the words " Colonial Treasurer " there shall be substituted the words " Deputy Financial Secretary ". |
| The Disabled Ceylon Men's Fund Ordinance, No. 1 of 1925. | In subsections (1), (3), (4) and (5) of section 2 for the words " Colonial Treasurer " wherever they occur there shall be substituted the words " Deputy Financial Secretary ". |
| The Tea Research Ordinance, 1925. | In paragraph (a) of subsection (1) of section 5 for the words " The Colonial Treasurer, or if the Colonial Treasurer is unable to be present at any meeting of the Board, the Assistant Colonial Treasurer " there shall be substituted the words " The Financial Secretary, or if the Financial Secretary is unable to be present at any meeting of the Board, the Deputy Financial Secretary ". |
| The Bills of Exchange Ordinance, 1927. | In section 83 for the words " Colonial Treasurer " there shall be substituted the words " Deputy Financial Secretary ". |
| The Indian Labour Ordinance, No. 27 of 1927. | (a) In sections 2 and 22 for the words " Controller of Indian Immigrant Labour " wherever they occur there shall be substituted the words " Controller of Labour ". |
| | (b) In subsection (3) of section 5 for the words " Colonial Secretary " there shall be substituted the words " Controller of Labour ". |
| The Coconut Research Ordinance. | In paragraph (a) of subsection (1) of section 3, in subsections (1) and (2) of section 5, and in paragraph (b) of subsection (1) of section 6 for the words " Colonial Treasurer " wherever they occur there shall be substituted the words " Financial Secretary ". |
| The Rubber Research Ordinance, 1930. | (a) In paragraph (a) of subsection (1) of section 3 for the words " Colonial Treasurer " there shall be substituted the words " Financial Secretary ". |
| | (b) In rule 6 of the Schedule for the words " Colonial Secretary " there shall be substituted the words " Executive Committee of Agriculture and Lands ". |
| The Ceylon State Mortgage Bank Ordinance, 1931. | In sections 72, 74 and 78 for the words " Colonial Treasurer " wherever they occur there shall be substituted the words " Financial Secretary ". |

Passed in Council the Sixteenth day of March, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of March, One thousand Nine hundred and Thirty-nine.

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 112/38

An Ordinance to amend the Powers of Attorney Ordinance, 1902.

No. 4 of 1902.

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 Powers of Attorney Amendment Ordinance, No. of 1939.

Short title.

2 Section 3 of the Powers of Attorney Ordinance, 1902, (hereinafter referred to as "the principal Ordinance"), is hereby amended—

Amendment of section 3 of Ordinance No. 4 of 1902.

(a) by the substitution, for the words "shall file and register the power of attorney, and after satisfying himself of the correctness of such copy," of the words "shall, after satisfying himself of the correctness of such copy, register the power of attorney and file such copy and"; and

(b) by the substitution, for the words "the power of attorney is filed, and shall return such copy", of the words "such copy is filed, and shall return the power of attorney".

3 Section 5 of the principal Ordinance is hereby amended by the substitution, for the words "the power of attorney" of the words "the copy of the power of attorney".

Amendment of section 5 of the principal Ordinance.

4 Section 6 of the principal Ordinance is hereby amended by the substitution, for the words "powers of attorney", of the words "copies of powers of attorney".

Amendment of section 6 of the principal Ordinance.

5 Section 7 of the principal Ordinance is hereby amended by the substitution, for the words "any power of attorney" of the words "any copy of a power of attorney".

Amendment of section 7 of the principal Ordinance.

6 Section 9 of the principal Ordinance is hereby amended—

Amendment of section 9 of the principal Ordinance.

(a) by the substitution, for the words "to the power of attorney", of the words "to the copy of the power of attorney";

(b) by the substitution, for the words and figures "For the registration of any power of attorney 2.50" of the following :—

"For the registration of any power of attorney 3.75"; and

(c) by the substitution, for the words and figures "For every certified copy issued under section 5, per folio of 120 words 0.25" of the following :—

"For every certified copy issued under section 7, per folio of 120 words 0.50".

Objects and Reasons.

The Powers of Attorney Ordinance, 1902, provides that a power of attorney which is registered under that Ordinance should be filed with the Registrar-General and a certified copy thereof returned to the person producing it for registration. More powers of attorney will probably be registered under the Ordinance if the law provides that the certified copy should be filed with the Registrar-General and that the original power of attorney should be returned to the person producing it for registration.

2. The object of this Bill is to amend the principal Ordinance so as to enable the original power of attorney to be returned after registration and to increase the fees payable for the registration of powers of attorney and the issue of certified copies.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, March 21, 1939.

MINUTE.

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

L. D.—O 108/38

An Ordinance further to amend the Registration of Documents Ordinance, No. 23 of 1927.

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

Short title.

1 This Ordinance may be cited as the Registration of Documents Amendment Ordinance, No. of 1939.

Amendment of First Schedule to Ordinance No. 23 of 1927.

2 The First Schedule to the Registration of Documents Ordinance, No. 23 of 1927, is hereby amended as follows :—

(1) in Part I, by the substitution in item 9 thereof, for the figure " 10 " of the figure " 20 " ;

(2) in Part III—

(a) by the repeal of the Proviso to item 2 thereof ; and

(b) by the insertion immediately after item 2 thereof of the following new item :—

" 2A. An application for copies of or extracts from any deed, or for copies of or extracts from any folio or folios relating to any land, a Rs. c. fee of .. 0 50

Objects and Reasons.

The object of this Bill is to effect the following amendments in the First Schedule to the Registration of Documents Ordinance, No. 23 of 1927 :—

(1) the increase to Rs. 20 of the fee charged by item 9 of Part I for the registration of an instrument presented to the Registrar-General under section 29 of the Ordinance ;

(2) the repeal of the Proviso to item 2 of Part III ; the effect of this repeal will be that the fee charged under that item for the inspection of any book or index will always be Re. 1 and that no reduction will be made in any special case ;

(3) the addition in Part III of a new item 2A under which a fee of cents 50 will be charged upon any application for a copy of or extract from any deed or folio.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, March 21, 1939.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Honourable the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Southern Circuit will be holden at the Courthouse at Galle, on Tuesday, April 25, 1939, 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,
Galle, March 24, 1939.

W. J. L. ROGERSON,
Fiscal.

In the District Court of Colombo.

No. 5,302. In the matter of the insolvency of Wahala-tantrige Edwin Leonard Ekanayake of 852, Gangodawila, Nugegoda.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

NOTICES OF INSOLVENCY.

In the District Court, of Colombo.

No. 5,295. In the matter of the insolvency of Tomlyn Cuthbert Hallock of 343A, Pirivena road, Ratmalana.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,305. In the matter of the insolvency of Kuruppu Don Fredrick John Basnayake of Thimbirigasyaya, Hendala.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,306. In the matter of the insolvency of Muttotamby Sevantby Nathan of Wattarapola lane, 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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,307. In the matter of the insolvency of Dodwell Wellington Adolphus of 146, Union place, Dehiwela.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,311. In the matter of the insolvency of Robert Carl Kelly of Montrose Cottage, Hunupitiya.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,315. In the matter of the insolvency of Wincent James Cramer of 2/23, College street, Kotahena.

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 May 16, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,
March, 21, 1939. Secretary.

In the District Court of Colombo.

No. 5,336. In the matter of the insolvency of Ena Batcha Mohideen of 107/111, Second Cross street, Colombo, carrying on business as Ena Batcha Stores.

WHEREAS Ramanathan Chettiar of Sea street, Colombo, has filed an affidavit of insolvency, and a petition for the sequestration of the estate of Ena Batcha Mohideen, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Ena Batcha Mohideen insolvent accordingly; and that two public sittings of the court, to wit, on May 9, 1939, and on May 23, 1939, 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, C. EMMANUEL,
March 27, 1939. Secretary.

In the District Court of Colombo.

No. 5,346. In the matter of the insolvency of John Nepomus Bongean Roche of 162, Wasala road, Kotahena, Colombo.

WHEREAS the abovenamed J. N. B. Roche has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by L. R. Perera of

Mayfield road, Kotahena, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. N. B. Roche insolvent accordingly; and that two public sittings of the court, to wit, on May 16, 1939, and on May 30, 1939, 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, C. EMMANUEL,
March 28, 1939. Secretary.

In the District Court of Negombo.

No. 231. In the matter of the Insolvency of Don David Jayasekara of 27, Chilaw road, Negombo.

WHEREAS the above-named Don David Jayasekara has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. A. Sinnadorai of Main street, Negombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on April 21, 1939, and May 15, 1939, 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.

By order of court, D. J. JAYASUNDERA,
March 27, 1939. Secretary.

In the District Court of Kandy.

No. 13. 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 April 21, 1939, for the approval of the sale of Bournbrook estate subject to the mortgages affecting the same, and for the approval of the conditions of sale.

By order of court, R. B. RATNAIKE,
March 29, 1939. Secretary.

In the District Court of Kandy.

No. 122. In the matter of the insolvency of Tikiri Banda Wattedgama of Aludeniya Walawwa in Uduwara.

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 May 12, 1939, for the examination of the insolvent.

By order of court, R. B. RATNAIKE,
March 27, 1939. Secretary.

In the District Court of Galle.

No. 715. In the matter of the insolvency of Aruma Kankani Saimaris de Silva of Elpitiya.

WHEREAS Aruma Kankani Saimaris de Silva has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, also has been filed under the Ordinance No. 7 of 1853: Notice is hereby given, that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on April 28 and on May 29, 1939, will take place for the 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, M. N. PEIRIS,
March 22, 1939. Secretary.

In the District Court of Galle.

No. 716. In the matter of the insolvency of Hikkaduwa Liyanage Bennet de Silva of Magalle, Galle.

WHEREAS Hikkaduwa Liyanage Bennet de Silva has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, has also been filed by E. H. H. Wickremasinghe of Galle, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on April 28, and on May 29, 1939, will take place for the 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, M. N. PEIRIS,
March 23, 1939. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Sinathomasalage Joseph Fernando of Saranankam,
road, Wallawatta in Colombo Plaintiff.

No. 2,712/S Vs.

Bulathsinhelage Jerardas Cooray, building contractor,
Nugegoda Defendant.

NOTICE is hereby given that on Monday, April 24, 1939, commencing at 11 A.M., 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. 2,720; with legal interest thereon from June 16, 1938, till payment in full, less a sum of Rs. 35.19, viz. :-

1. All that divided portion marked B2 of the land called Delgahawatta, together with the buildings, trees, and plantations thereon, situated in the village Pagoda, within the Sanitary Board limits of Nugegoda in the Pallepattu of Salpiti korale in the District of Colombo, Western Province, and which said divided portion marked B2 is bounded on the north by the remaining divided half part marked lot A allotted to K: Don Robert, east by Moragawatta claimed by H. Bastian Fernando, also known as garden of Suseyappu, south by the garden called Hedawakagahakurunduwatta of W. Andris Perera, D. J. Ponnamparuma and M. Simon Perera, also known as Malwattage Hedawakagahawatta, west by the divided portion marked B1 containing in extent one acre according to plan No. 4,817 dated April 22, 1925, made by G. P. Weeraratne, Surveyor, together with the full and free right and liberty use and licence over the road reservation 12 feet wide marked C D E and depicted in plan Nos. 4,816 and 4,817.

2. A divided portion marked lot C 1 in plan No. 705 of November 13, 1932, and made by Henry J. Silva, Licensed Surveyor, of an allotment of land being a divided $\frac{1}{2}$ part of the contiguous allotments of land called Paragahawita, Hedawakagahakurunduwatta and Kahatagahaowita marked lot C in plan No. 271 of October 25, 1924, made by Walter Lucas, Licensed Surveyor, with the buildings thereon, situated at Edirigoda *alias* Pagoda in Nugegoda, aforesaid, bearing assessment No. 343F, within the Sanitary Board of Nugegoda, which said lot C 1 being; bounded on the north-east by property formerly of W. O. Fonseka and now of Simon Perera and a road, on the south-east by lot C2 of this land; on the south-west by the old canal and on the north-west by lot B of this land of Alexander de Silva, the said lot C1 containing in extent as per aforementioned plan No. 705, 1 rood and 6 perches. Prior registration M 337/147, 336/130. Subject to mortgage bonds affecting the same.

Fiscal's Office,
Colombo, March 29, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

(1) Muna Rawanna Mana Ana Valliyappa Chetty, (2) Muna Rawanna Mana Ana Ramnan Chetty, both carrying on business under the name, firm, and style of Muna Rawanna Mana Ana Valliyappa Chetty of Pussellawa Plaintiffs.

No. 1,391. Vs.

Weerakody Mudiyansele Puchi Menika of Pussellawa Defendant.

NOTICE is hereby given that on Saturday, April 29, 1939, at 12 noon will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 268 dated July 27, 1928, and attested by P. B. Panabokke 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 January 27, 1939, for the recovery of the sum of Rs. 1,200, with interest thereon at the rate of 9 per cent. per annum from January 10, 1935, till payment in full and poundage, viz. :-

(1) All that land called Elkanathehena, situate at Pussellawa in Kandukara Ihala korale of Udapalata in the District of Kandy, Central Province; and bounded on the east, north, and south by Weerakody Mudiyansele Appuhamy's garden, and west by the remaining portion of this land; and containing in extent 2 pelas paddy sowing and planted with tea.

(2) All that land called Elkanathehena, situate at Pussellawa aforesaid; and containing in extent 20 measures paddy sowing; and bounded on the north by agala, south by road, east by agala, and west by the remaining portion of this land and planted with tea and registered in D 111/132 and 133 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, March 24, 1939.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

M. M. Ramnathan Chettiar of Galle Plaintiff.

No. 1,150 Vs.

Sembakuttiye Osmund Charles de Silva of Kamburugamuwa Defendant.

NOTICE is hereby given that on Tuesday, April 25, 1939, 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 a sum of Rs. 2,300.27 :-

1. All that the soil and trees of the divided and separated lot A of the land called Talgashenewatta *alias* Eleegodawatta, situated at Kamburugamuwa in Weligam korale of Matara District, Southern Province, and bounded on the north by Adipara, east by Medagodahena, south by Welikahagahawatta and on the west by lot D of the same land and containing in extent 3 roods and 23.4 perches, and registered in D 377/173.

2. All that the soil and trees of the defined lot D of the land called Talgashenewatta *alias* Egodawatta, situated at Kamburugamuwa aforesaid and bounded on the north by Adipara, east by lot A and Welikahagahawatta, south and west by Danghakumbura and containing in extent 1 rood and 33 perches, and registered in D 377/174.

3. All that the soil and trees of the defined lot C of the land called Badullearachiralaweu Kongahawatta, situated at Kamburugamuwa aforesaid and bounded on the north by Kongahawatta, east by lots B, A, and E, south by Gajanayakawila, and on the west by Welikahagahawatta and containing in extent 1 acre and 6,804 perches and registered in D 377/175.

4. All that the soil and trees of the land called Watta-addarakumbura-owita situated at Garanduwa in Weligam korale aforesaid and bounded on the north by Mahawalawemahatminnewattaweta and Aratchigekumbura, east by Watta-addarakumbureagala, south by

Sayakkaragewatteweta, and on the west by Mahalawwemahatmainnewatteweta, and containing in extent about 2 acres, and registered in D 276/231.

5. All that the soil and trees of the land called Kongahawatta described in plan No. 591 made by Mr. H. S. Dias, Licensed Surveyor, situated at Kamburugamuwa aforesaid and bounded on the north and north-east by Medagodahena and Kongahawatta, east by Kongahawatta, south by Gajanayakawila, and on the west by Welikahagawatta, and containing in extent 2 acres and 22 perches, and registered in D 381/69.

6. All that the land called Dangahakumbura, situated at Garanduwa aforesaid and bounded on the north by Talgashena belonging to Abeywardene, Police Officer, east by Talgashena and Welikahagawatta and estate road, south by Kosgasruppa, and on the west by Kankanamgeaddara and Gimigaswila, and containing in extent 4 acres 3 roods, and 26 perches, and registered in D 338/194.

7. All that the land called Kosgasruppa, situated at Kamburugamuwa aforesaid and bounded on the north by Panagodakumbura *alias* Bakmigahakumbura, east by Gajanayakawila, south by Pallewatta and on the west by Thalakoratuwa, and containing in extent 1 acre 1 rood and .04 perches, and registered in D 338/195.

8. All that the land called Welikahagawatta, situated at Kamburugamuwa aforesaid, and bounded on the north by Talgashena, north-east by Talgashena, land said to belong to Crown, east by land said to belong to Crown, south and south-west by land called Gajanayakawila, and on the west by Gajanayakawila and Talgaswila, and containing in extent 4 acres and 32 perches, and registered in D 318/280.

9. All that undivided 1/8 share of the land called Totupalawatta, situated at Kamburugamuwa aforesaid, and bounded on the north by Bakmigahakumbura, east by Kadalana, south by Kadalana, and on the west by Totabadawatta, and containing in extent about 3 acres.

10. All that undivided 85/120 share of the land called Pelawatta, situated at Kamburugamuwa aforesaid and bounded on the north by Medakoratuwa, east by Aratchigewatta, south by Uswatta and on the west by Wedegegedarawatta and Kadawataralagewatta, and containing in extent 1 rood and 29 perches.

11. All that undivided 1/4 share of the land called Kurunduwatteowita, situated at Kamburugamuwa aforesaid, and bounded on the north by Ketakalagahawatta and Rajjuruwannawatta, east by road, south by Upasakegehena and Rajadeniya, and on the west by Rajadeniya and Ketakalagahawatta, and containing in extent about 4 acres.

12. All that undivided 30/1,344 shares of the defined lot D of the field called Panagodawila *alias* Gajanayakawila, situated at Kamburugamuwa aforesaid, bounded on the north by Badullearatchiralawena Kongahawatta *alias* Badullearatchigewatta, east by lots E and B of the same field, south by Dawatagaharikonda, and on the west by lot C of the same field, and containing in extent 4 acres and 3 roods.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, March 25, 1939. Additional Deputy Fiscal.

In the District Court of Tangalla.

(1) Kodituwakkuge Lokuham and 7 others of
Hambantota Plaintiffs.

No. 4,320. 24 Vs. 39

Don Charles Patiratne of Tissamaharama Defendant.

NOTICE is hereby given that on Saturday, April 22, 1939, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 877.09, together with further legal interest on Rs. 774.75 from March 7, 1939, till payment, and poundage, viz. :—

At Ranakeliya.

1. All that undivided $\frac{1}{3}$ share belonging to the defendant (excluding the undivided 36 acres sold by Don Bastian Patiratna to Jayadasa Patiratna and

Timawatie Patiratna) of the undivided half share owned by the said Don Bastian Patiratna, of the high and low land called Ranakeliya bearing lots Nos. 12262, 12263, 12264, 12265, 12266, 12267, 12268, 12269, 12270, 12272 and 12273, containing in extent 124 acres and 14 perches, situated at Ranakeliya, bounded on the north and east by Crown land, south by lands, belonged to Cassim Constable and the lands belonged to Siddi Lebbe Bawa, and west by Dingihamige Idama and Polbindiwala.

2. The entire boutique room No. 1 occupied by Upasaka Appu, and the soil covered thereby standing on the land called Yodakandiya, depicted in T.P. 199512, situated at Yodakandiya; and bounded on the north by road, east by reservation along the road and land in T.P. 187953; south by land in T.P.'s. 187953, 178134, and west by land in T.P. 199511, containing in extent 3 roods and 6 perches.

3. All that northern half share of the allotment of land bearing No. X519 owned and possessed by Don Charles Patiratne, containing in extent 1 acre and 39 $\frac{1}{2}$ perches, situated at Yodakandiya; bounded on the north by Dassanhamigewatteweta, east by old road leading to Magama, south by the remaining half share of the same land and west by Magam-ela.

Valuation: (1) Rs. 1,000.

(2) Rs. 500.

(3) Rs. 100.

G. P. THAMBAYAH,
Additional Deputy Fiscal.

Deputy Fiscal's Office.
Hambantota, March 24, 1939.

Northern Province.

In the District Court of Jaffna.

Vaithilingam Ponnampalam of Chulipuram Plaintiff.
No. 75,784.

(1) Sivamogar Sethukavalappai of Chulipuram, (2)
Valatippillai, widow of Vaithilingam of ditto Defendant.

NOTICE is hereby given that on Saturday, April 22, 1939, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant, for the recovery of a sum of Rs. 1,540.80, with interest on Rs. 1,200 at the rate of 9 per cent. per annum from March 5, 1934, till payment in full and costs Rs. 140.28, and further costs, less Rs. 70 paid out of costs and less a sum of Rs. 710 recovered by the sale of the decreed property, and poundage and charges in the following property, viz. :—

A piece of land situated at Chulipuram in Changanai parish, Valigamam West division of the Jaffna District, Northern Province, called Koddilasiddy in extent 6 lachams varagu culture with house, kitchen, well and cultivated and spontaneous plantations; and bounded on the east by the land belonging to Visaladchy, widow of Kanapathippillai and others, north by the land belonging to Ramalingam Kanapathippillai and Sinnavar Saravanamuttu, and by lane, west by the land belonging to Thangachchippillai wife of Kandiah, and on the south by the lands belonging to Arunasalam Velauthar and others. Of this an undivided 1 $\frac{1}{2}$ lachams varagu culture with its appurtenances, excluding the life-interest belonging to Vesaladchy widow of Kanapathippillai of Chulipuram, the share belonging to others in this well, the water channel, thoovai and way.

Fiscal's Office,
Jaffna, March 28, 1939.

M. SELVADURAI,
for Fiscal.

In the District Court of Jaffna.

Kathirkamar Subramaniam of Tellippalai South-
West Plaintiff.

No. 11,148. Vs.

(1) Kanapathippillai Vairavappillai and wife (2) Paru-
pathy, both of Tellippalai East Defendants.

NOTICE is hereby given that on Monday, April 24, 1939, at 4 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said 2nd defendant, for the recovery of a sum of Rs. 592.50, with interest thereon at 9 per cent. per

annum, from January 29, 1937, until payment in full and costs Rs. 187.05 and poundage and charges in the following property, viz. :—

1. A piece of land situated at Tellippalai East in Tellippalai parish, Valigamam North Division of the Jaffna District, Northern Province, called Navithanodai and Kaladdy, in extent 24½ lachams varagu culture. Of this 9 lachams varagu culture on the eastern side, with cultivated and spontaneous plantations is bounded on the east by the village limit of Maviddapuram and the property belonging to Sellamuttu, wife of Subramaniam, north by the property belonging to Sinnacuddy Ramalingam, west by the property belonging to Sinnacuddy Vairamuttu, and on the south by the property belonging to Kanapathy Murukar. The whole hereof within the said boundaries, together with the share belonging thereto of the well lying in the northern boundary land and of the well lying in common to the eastern boundary lands, the right of use of the way and water-course and the right of passing up and down the main lane passing along the northern boundary of the western boundary lands towards the west, but excluding the right of way and the water-channel for irrigating water from the well lying on the northern side to the western boundary land through this land.

2. A piece of land situated at ditto called Navithanodai in which 2 lachams varagu culture on the south-western side with house and spontaneous plantations; and bounded on the east by the property belonging to Sinnacuddy Vairamuttu, north by the property belonging to Sinnacuddy Ramalingam and others, west by lane, and on the south by the property of Kanapathy Murugar. The whole hereof with the share of well lying on the eastern side and its appurtenances.

These lands are said to be under mortgage.

Fiscal's Office,
Jaffna, March 28, 1939.

M. SELVADURAI,
for Fiscal.

In the District Court of Colombo.

(1) S. V. Chelliah and (2) S. C. Samuel of Colombo, carrying on business at 83, Quarry road, Colombo, under the name, style, and firm of *Colony Hardware Stores* Plaintiffs.
No. 2402.

V. K. Navaratnam of Thannyuttu Mankulam, in Mullaitivu Defendant.

NOTICE is hereby given that on Wednesday, May 10, 1939, from 10 o'clock in the forenoon, will be sold by public auction at the spots the right, title, and interest of the said defendant in the following properties subject to a mortgage to the plaintiffs, viz. :—

1. All that land called Mill Valavu including buildings and plantations and excluding the mill standing thereon, situated at Thannyuttu in Mullyavalai Division in Maritime pattus, Mullaitivu District, Northern Province, in extent about one-fourth acre; and bounded on the north by the property of Asanalevvai Kosumhamathu, west by the property of Meerasaibu Ahumathulévai, south by the property of the defendant's wife Kuddyammah, and east by road and lane.

2. The buildings and rice mill and oil engine fitted in the above land with all the machinery and parts belonging to them.

3. An undivided one-third share with plantations standing thereon of the land called Koviladykkadu situated at Kumrapuram in ditto, in extent about 5 acres; and bounded on the east and north by lane, west by the property of Walliammai daughter of Velu, and south by the property of the defendant and others.

4. An undivided one-third share with plantations standing thereon of the land called Koviladykkadu, situated at ditto, in extent about 4 acres; and bounded on the east by lane, west by the property of S. Suntharam, north by the property of the defendant and others, and south by the property of K. Vinasithamby.

5. An undivided one-third share with houses, well, and plantations standing thereon of the land called Koddu Thuravadiyil Valavu, situated at Thannyuttu in ditto, in extent about 2 acres; and bounded on the east by road, south and west by lane, and north by the property of Vinasithamby Vaithilingam and others.

Amount to be recovered: Rs. 700.22 and interest on Rs. 642.40 at 12 per centum per annum from November 23, 1934, till January 31, 1936, and thereafter legal interest on the aggregate amount until payment in full, advertisement charges, &c., and poundage.

C. SHIVASUBRAHMANYAN,
Additional Deputy Fiscal.

Deputy Fiscal's Office,
Vavuniya, March 27, 1939.

North-Western Province.

In the District Court of Puttalam.

Mena Yana Dana Lina Moyappa Chettiyar of Karaikudy in South India Plaintiff.
No. 4,717.

(1) Valliammai Achy, widow of M. Y. M. Meyappa Chettiyar, (2) Letchin Achy, widow of M. Y. M. Avichy Chettiyar, (3) Valliammai Achy, widow of M. Y. M. Avichy Chettiyar, all of Karaikudy in South India Defendants.

NOTICE is hereby given that on Monday, April 24, 1939, commencing from the 1st land at 10 o'clock in the forenoon will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. All that land called Marichchikuttikulamkadu situate at Ampalaveli village, Puttalam pattu of Puttalam pattu division, the District of Puttalam, North-Western Province; and bounded on the north by reservation along the road and a road, east and south by T. P. 236,874, and west by lot 2144 in P. P. 4,365, and containing in extent 104 acres and 19 perches.

2. The garden called and known as Amaikuli Totam, situate at Amaikuli in Sembatte in Puttalam pattu in the District of Puttalam aforesaid; and bounded on the north by common fence of the land of Palaniappa Chettiyar, east by lot No. 6492, south by the land belonging to Annamalai Chettiyar, and west by T. P. lands Nos. 79,348, 139,790; and containing in extent 10 acres and 21 perches. (F 10/320).

3. The garden called and known as Amaikuli Totam, situate at Amaikuli aforesaid; and bounded on the north by the land belonging to Joseph Kaitan Fernando Kirthisinghe, east by Crown land, south by the land belonging to the defendant, and west by the land belonging to S. A. K. Hameed Hussain Marikar and others; and containing in extent 10 acres and 21 perches.

4. All that land called and known as Kandathoduwai elamarancholai, situate at Kandathoduwa in Kil Akkarpattu tetku of Puttalam pattu aforesaid; and bounded on the north by reservation along the road, east by the land belonging to U. S. Mohamedo and others, south by Crown land, and west by the land belonging to A. R. M. A. L. and others; and containing in extent about 115 acres.

For the recovery of the sum of Rs. 8,651.50, with legal interest thereon from January 21, 1937, till payment in full, and costs of the action (Bill not taxed).

Deputy Fiscal's Office,
Puttalam, March 24, 1939.

J. P. KANTHYAH,
Additional Deputy Fiscal.

I, Noel Edward Ernst, Fiscal for the North-Western Province, do hereby appoint Lionel Abeyeratnebanda Potuhera, to be Marshal with effect from April 1, 1939, for the divisions of Dambadeni Uducaha North and West and Mairawathié korales of Dambadeni hatpattu, Giratalane, Baladora and Angomu korales of Dewameddi hatpattu, Karandapattu, Meddeketiye, Yaticaha, Yagampattu, Kinyama, Katugampola Medapattu east and west, Katugampola North and South and Pitigal korales of Katugampola hatpattu, in the District of Kurunegala, under the provisions of the Fiscal's 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.

Given under my hand at Kurunegala this 22nd day of March, 1939.

N. E. ERNST,
Fiscal.

I, Edward Trevor Dyson, Fiscal for the Central Province, do hereby appoint Mr. James Beligaswatte as Fiscal's Marshal, Hatton, with effect from March 23, 1939, 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, E. T. DYSON,
Kandy, March 23, 1939. Fiscal.

I, Noel Edward Ernst, Fiscal for the North-Western Province, do hereby appoint S. M. Marikkar, to act as Fiscal's Marshal, from March 29 to 31, 1939, for the divisions of Dambadeni Uducaha North and West, and Mairawathie korales of Dambadeni hatpattu, Giratalana, Baladora, and Angomu korales of Dewamedhi hatpattu, Karandapattu, Meddketiya, Yaticaha, Yagampattu Kinyama, Katugampola Medapattu east and west, Katugampola North and South and Pitigal korales of Katugampola hatpattu, in the District of Kurunegala, under the provisions of the Fiscal's 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.

Given under my hand at Kurunegala, this 28th day of March, 1939.

N. E. ERNST,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of the late Subaweerage Baron No. 8,766. of "Temple View", Nikape, deceased.

Tissa Appunamilaga Eralin Dias of "Temple View", Nikape Petitioner.

(1) Subaweerage Leelawathie Dias, (2) Subaweerage Walter Dias, (3) Subaweerage Wimalawathie Dias, (4) Subaweerage Sriyananda Dias, (5) Subaweerage Ariyaratna Dias, (6) Subaweerage Shelton Dias, all of "Temple View" Nikape, 3rd to 6th respondents are minors appearing by their guardian *ad litem*, and (7) Jagoda Aratchige Priyanatha of 57, Vihare Lane, Mount Lavinia Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 10, 1939, in the presence of Mr. C. R. de Alwis, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated March 9, 1939, and (2) of the attesting notary and witnesses dated March 2, 1939, having been read:

It is ordered that the last will of Subaweerage, Baron Dias, deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved and it is further declared that the petitioner is the executrix 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 11, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 7th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 3rd to 6th respondents above named to represent them for all the purposes of this action.

March 13, 1939.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Testamentary In the matter of the Last Will and Testament Jurisdiction. of Edmund Charles No. 8,775. Bakmiwewa of Elibank road, Colombo, deceased.

Laura Selina Bakmiwewa of 32, Elibank road, Bambalapitiya in Colombo Petitioner.

(1) Frank Bakmiwewa of Ambanpola, Maho, (2) Oliver Bakmiwewa of Ibbagama, Kurunegala Respondents.

THIS action coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 15,

1939, in the presence of Messrs. Sattrukalsinghe & Joseph, Proctors, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated January 19, 1939, and (2) of the attesting witness dated March 9, 1939, having been read:

It is ordered that the Last Will of Edmund Charles Bakmiwewa, deceased, of which the original has been produced and is now deposited in this Court, be and the same is hereby declared proved and it is further declared that the petitioner is the Executrix in the said Last Will and that she is entitled to have probate thereof issued to her accordingly unless the respondents above named or any person or persons interested shall, on or before May 11, 1939, show sufficient cause to the satisfaction of this Court to the contrary.

March 17, 1939. W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Noor Deen Hadjar Mohamed Abdul No. 8,785. Cader of Colombo, deceased.

Mohideen Abdul Cader of Colpetty in Colombo. Petitioner.

And

(1) Umma Afira of Colombo, (2) Marzook Abdul Cader, presently care of Messrs. Thos. Cook & Sons (Bankers), Ltd, Berkley street, London. (3) Noorul Iysha, wife of (4) M. Maharooof, both of Colombo, (5) Jabir Abdul Cader, (6) Hamza Abdul Cader, (7) Anshar Abdul Cader, (8) Shafeek Abdul Cader, (9) Thoofa Abdul Cader, (10) Shuaib Abdul Cader, (11) Asharaf Abdul Cader, (12) Iyeen Abdul Cader, (13) Zakaraf Abdul Cader, (14) Huzair Abdul Cader, (15) Hussain Abdul Cader, (16) Iftthikar Abdul Cader, all of Colpetty, 6th to 16th respondents are minors appearing by their guardian *ad litem*, (17) A. Abdul Rahiman of Messenger street, Colombo Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 22, 1939, in the presence of Mr. John Wilson, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 20, 1939, having been read:

It is ordered (a) that the 17th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 6th to 16th respondents above named, to represent them for all the purposes of this action and (b) that the petitioner be and he is hereby declared entitled, as a 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 May 11, 1939, show sufficient cause to the satisfaction of this court to the contrary.

March 25, 1939.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. of Reginald Napper Dashwood No. 8,786. Tandy of Diyagama East Group, Agrapatana, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 22, 1939, in the presence of Don John Boniface Gomes of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo, and the affidavit of the said petitioner dated March 20, 1939, Certificate of Death of the above-named deceased and Power of Attorney in favour of the petitioner having been read: It is ordered and declared that the said petitioner is the Attorney of Reginald Dashwood-Tandy and Valerie Olivia Dashwood-Tandy, the heirs and next of kin and the lawful parents of the said deceased, and that he is entitled to have Letters of Administration to the Intestate Estate of the said deceased, issued to him accordingly, unless any person or persons interested shall, on or before May 11, 1939, show sufficient cause to the satisfaction of this court to the contrary.

March 22, 1939.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Mary Ann Cotton of No. 8 737. The Stanboroughs Hydro Watford in the County of Hertford, England, widow, deceased.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 22, 1939, in the presence of Don John Boniface Gomes of Colombo, Proctor on the part of the petitioner, Oscar Percy Mount of Colombo, and the affidavit of the said petitioner dated March 18, 1939, Exemplification of Probate of the Will of the above-named deceased, Power of Attorney in favour of the petitioner and Supreme Court's Order dated March 14, 1939, having been read: It is ordered that the Will of the said deceased dated June 1, 1921, of which an Exemplification of Probate has been produced and is now deposited in this court be and the same is hereby declared proved, and it is further declared that the said petitioner is one of the Attorneys of one of the executors 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 May 11, 1939, show sufficient cause to the satisfaction of this court to the contrary.

March 22, 1939. W. SANSONI, District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Reginald Valery de Vismes Godfray, deceased, of Kenilworth Group, Ginigathena.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge, Kandy, on March 16, 1939, in the presence of Messrs. Liesching and Lee. Proctors on the part of the petitioners, (1) Gilbert George Mackood and (2) Leslie Pottier Smith; and the affidavits of the said petitioners dated March 14, 1939, and of the attesting witness dated March 9, 1939, having been read:

It is ordered that the last will of the above-named deceased, dated April 19, 1928, and now deposited in this court be and the same is hereby declared proved unless any person or persons interested shall, on or before April 20, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioners are the executors named in the said Will, and that they are entitled to have probate of the same issued to them accordingly unless any person or persons interested shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

March 16, 1939. M. W. H. DE SILVA, District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the Jurisdiction. late Hettiaratchi de Don Andiris, No. 4,031. deceased, of Naimana.

Deny Hettiaratchi, Vidane Aratchi of Naimana. Petitioner.

- Vs. (1) Jansina Kumanayaka, (2) Don Pedreck Hettiaratchi, (3) Dona Carlina Hettiaratchi, (4) Martin Hettiaratchi, all of Naimana; (5) Isurumy Hettiaratchi of Deeyagaha; (6) Rancina Hettiaratchi of Nadugala; (7) Pemawati Hettiaratchi, (8) Wilson Hettiaratchi, (9) Nandawati Hettiaratchi, all of Naimana. Respondents.

THIS matter coming on for disposal before James Joseph, Esq., District Judge of Matara, on February 20, 1939, in the presence of Mr. G. E. Dantanarayana,

Proctor, on the part of the petitioner, Deny Hettiaratchi, Vidane Aratchi of Naimana, and the affidavit of the said petitioner dated February 15, 1939, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as son to have letters of administration to this estate issued to him, unless the respondents or any other person or persons interested shall on or before May 8, 1939, show sufficient cause to the satisfaction of this Court to the contrary.

February 20, 1939. JAMES JOSEPH, District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Hendrick Silva Lokubadu Jayasuriya No. 1,278. of Weligama, deceased.

Sarangy Hewage Leelayathie of Weligama. Petitioner.

Vs.

- (1) S. B. Nonahamy of Weligama, (2) John Silva Lokubadu Jayasuriya of Haputale, (3) Jane Nona Lokubadu Jayasuriya of Weligama, (4) Bais Silva Lokubadu Jayasuriya of Haputale, (5) Missinona Lokubadu Jayasuriya of Koggala. Respondents

THIS matter coming on for disposal before V. S. Jayawickrema, Esq., District Judge of Tangalla, on June 7, 1938, in the presence of Messrs. Balasuriya & Daluwatte, Proctors, on the part of the petitioner above named; and the affidavit of the petitioner having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased to have letters of administration of the said estate issued to her, unless any person or persons interested shall, on or before July 21, 1938, show sufficient cause to the contrary.

June 29, 1938. V. S. JAYAWICKREMA, District Judge.

The above Order Nisi is extended to February 2, 1939.

V. S. JAYAWICKREMA, District Judge.

The above Order Nisi is extended to April 27, 1939.

V. S. JAYAWICKREMA, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of the late Ampalavanar Murugesoe of Karative West, deceased.

Thiwanapillai, widow of Murugesoe, Karative West. Petitioner.

Vs.

- (1) Murugesoe Thillainathan, (2) Murugesoe Shanmugalingam, (3) Mageswarai, daughter of Murugesoe of Karative West. Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on March 6, 1939, in the presence of Mr. P. Sabaratnam, Proctor, on the part of the petitioner, and the affidavit of the petitioner dated February 23, 1939, having been read:

It is ordered that the above-named 1st respondent be appointed guardian ad litem over the 2nd and 3rd respondents who are minors, and the petitioner be declared the administratrix of the estate of the deceased, and that letters of the administration be issued to her accordingly, unless the respondents or any other person interested shall, on or before May 15, 1939, show sufficient cause to the satisfaction to this Court to the contrary.

C. COOMARASWAMY, District Judge.

March 21, 1939.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and
Jurisdiction Effects of the late Aliarlevve Muha-
No. 476. madu Mustapha of Kattankudy,
deceased.

Mahumoodulevve Yoosuppulevve of Kattan-
kudy Petitioner

(1) Yoosuppulevve Katisaamma, (2) Mustapha-
levve Aliarlevve, minor, (3) Sulaimalevve Asi-
aamma, all of Kattankudy Respondents.

THIS Matter coming on for disposal before
P. Vythialingam, Esq., District Judge of Batticaloa,
on March 10, 1939, in the presence of Mr. N. S.
Rasiah, Proctor, on the part of the above-named

petitioner; and the affidavit of the said petitioner
dated March 6, 1939, having been read:

It is ordered that the 1st respondent above-named
be and she is hereby appointed guardian *ad litem* of
the minor the 2nd respondent, unless the respondents
above named or any other person or persons interested
shall, on or before April 25, 1939, show sufficient cause
to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner be and
he is hereby declared entitled, as the father-in-law of
the said deceased, to have letters of administration
to his estate issued to him accordingly, unless the res-
pondents above named or any other person or persons
interested shall, on or before April 25, 1939, show
sufficient cause to the satisfaction of this court to the
contrary.

March 10, 1939.

P. VYTHIALINGAM,
District Judge.