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 GAZETTE**

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

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## DRAFT ORDINANCES.

### MINUTE.

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

L. D.—O 31/38/M L. A.—418

**An Ordinance to amend and consolidate the law relating to fisheries and to the taking and protection of fish in Ceylon waters, to provide for the registration of fishing boats, for the better regulation of the fishing industry and for purposes incidental to or connected with the matters aforesaid.**

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#### FIRST SCHEDULE.

(Section 12).

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#### SECOND SCHEDULE.

(Sections 12 and 16).

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#### THIRD SCHEDULE.

(Section 29).

**An Ordinance to amend and consolidate the law relating to fisheries and to the taking and protection of fish in Ceylon waters, to provide for the registration of fishing boats, for the better regulation of the fishing industry and for purposes incidental to or connected with the matters aforesaid.**

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

1 This Ordinance may be cited as the Fisheries Ordinance, No. of 1939, and shall come into operation on such date as the Governor may appoint by Proclamation published in the Gazette.

Short title and commencement.

*Officers, Advisory Board, &c.*

2 (1) The Governor may appoint—

- (a) any person, by name or by office, to be or to act as Director of Fisheries;
- (b) any person, by name or by office, to be or to act as Deputy Director of Fisheries; and
- (c) such other officers as may from time to time be required for the purposes of this Ordinance.

Appointment of Director and other officers.

(2) Subject to the general direction and control of the Executive Committee, the Director shall be responsible for the administration of the provisions of this Ordinance.

(3) Any person appointed under sub-section (1) to be or to act as Deputy Director of Fisheries may, subject to the control of the Director, exercise all or any of the powers conferred on the Director by or under this Ordinance.

(4) All officers appointed under this section shall be deemed to be public servants within the meaning of the Penal Code.

Cap. 15, Vol. I, p. 191.

3 (1) There shall be a Fisheries Advisory Board which shall consist of—

- (a) the Director as Chairman;
- (b) the persons for the time being holding the offices of Director of Commerce and Industries, Commissioner for Agricultural Marketing, Master Attendant of the Port of Colombo, Deputy Director of Fisheries and Salt Adviser; and
- (c) such other unofficial members, not exceeding ten in number, as the Governor may from time to time appoint.

Establishment of Fisheries Advisory Board.

(2) Subject as hereinafter provided, each member of the Board who is appointed under sub-section (1) (c) shall ordinarily hold office for a period of three years unless he is appointed to be a member of the Board for some shorter period:

Provided that any member of the Board may at any time resign from the Board or be removed therefrom by order of the Governor.

(3) Regulations may be made providing for the conduct of the business of the Board and the procedure to be observed at meetings of the Board:

Provided that the Board may regulate its own procedure in any matter not provided for by regulation.

4 It shall be the duty of the Board—

- (a) to advise the Director on all such matters relating to fisheries and the fishing industry in Ceylon, or to the administration of this Ordinance, as the Director may refer to the Board for advice;
- (b) to perform and exercise such duties and powers as may be prescribed or entrusted to it by or under this Ordinance.

Duties, powers, and functions of the Board.

*Fishing licences and registration of fishing boats.*

5 Subject as hereinafter provided, no person shall take, or employ any other person to take, any fish for profit in Ceylon waters except under the authority of a fishing licence granted by a prescribed officer under this Ordinance.

Provided, however, that nothing hereinbefore contained shall apply—

- (a) to a Ceylonese or a Ceylon company;
- (b) to a person who is employed by, and takes fish on behalf of, a Ceylonese or a Ceylon company or the holder of a fishing licence; and
- (c) to any person who is a member of a class of persons exempted by regulation from the necessity for obtaining a fishing licence.

Licence to take fish for profit.

Application for fishing licence.	<p><b>6</b> (1) Every application for a fishing licence shall be made to the prescribed officer in the prescribed form and shall be accompanied by the prescribed fee.</p> <p>(2) A prescribed officer may, in such circumstances and upon such grounds as may be prescribed, refuse to grant a fishing licence to any person who makes application therefor. An appeal shall lie to the Minister from any such refusal, and the decision of the Minister upon such appeal shall be final.</p>
Form of fishing licence	<p><b>7</b> Every fishing licence shall—</p> <p>(a) be in the prescribed form, and be in force until the thirty-first day of December next following the date on which it is granted ;</p> <p>(b) be subject to such conditions as may, in accordance with regulations, be inserted in the licence.</p>
Revocation of fishing licence	<p><b>8</b> The Director may by order revoke any fishing licence if he is satisfied that the holder thereof has acted in contravention of any provision of this Ordinance or any regulation, or has committed a breach of any condition lawfully inserted in the licence. An appeal shall lie to the Minister from any such order, and the decision of the Minister upon such appeal shall be final.</p>
Registration of fishing boats	<p><b>9</b> Regulations may be made providing for the registration of fishing boats used for the purpose of taking fish in Ceylon waters, and of the owners of such boats.</p>
Prohibition of use of unregistered fishing boats in Ceylon waters.	<p><b>10</b> On or after such date as may be prescribed, no person shall use any fishing boat for the purpose of taking fish in Ceylon waters, unless the boat has been registered under this Ordinance.</p>
Regulation of landing of fish taken outside Ceylon waters	<p><b>11</b> (1) On or after such date as may be prescribed, no person shall, except under the authority of a permit issued in that behalf by a prescribed officer, land at any port or place in Ceylon any fish taken outside Ceylon waters unless—</p> <p>(a) such fish was taken by a fishing boat duly registered under this Ordinance ; or</p> <p>(b) such fish was, before being brought to land in Ceylon, previously landed at a port or place outside Ceylon.</p> <p>(2) Regulations may be made exempting any specified class or classes of persons from the operation of the provisions of sub-section (1).</p> <p>(3) A prescribed officer may, in such circumstances and upon such grounds as may be prescribed, refuse to issue to any person a permit under this Ordinance to land in Ceylon fish taken outside Ceylon waters. An appeal shall lie to the Minister from any such refusal, and the decision of the Minister upon such appeal shall be final.</p>
<i>Protection of fish.</i>	
Restriction of exportation of specified fish, eggs, &c.	<p><b>12</b> (1) No person shall, except under the authority of an export permit issued by the Director in that behalf, export from Ceylon any live fish, or the eggs, roe or spawn of any fish, which is of a species for the time being included in the First Schedule.</p> <p>(2) The provisions of the First Schedule may from time to time be added to or otherwise amended by regulation.</p> <p>(3) This section shall have effect as though it formed part of the Customs Ordinance, and the provisions of that Ordinance shall apply accordingly.</p>
Cap. 185, Vol IV., p 491.	
Restriction of importation of non-indigenous fish.	<p><b>13</b> (1) Subject to the provisions of sub-sections (2) and (3), no person shall, except under the authority of an import permit issued by the Director in that behalf, import into Ceylon any live fish of any species which is not indigenous to Ceylon, or the eggs, roe or spawn of any such fish.</p> <p>(2) No import permit shall be required to authorise the importation into Ceylon of any live fish of any species for the time being included in the Second Schedule or the eggs, roe or spawn of any such fish.</p> <p>(3) No import permit shall, save as may be otherwise provided by regulation in respect of any fish of any particular species, be required to authorise the importation into Ceylon of any live fish or the eggs, roe or spawn of any fish, for the purposes of an aquarium.</p> <p>(4) In any case of doubt or dispute a certificate, purporting to be signed by the Director or by a prescribed officer, to the effect that any fish belongs to a species which is not indigenous to Ceylon, or that any eggs, roe or spawn of any fish are the eggs, roe or spawn of a fish which is not indigenous to Ceylon, shall for all purposes be final and conclusive as to the facts stated therein.</p>

(5) This section shall have effect as though it formed part of the Customs Ordinance, and the provisions of that Ordinance shall apply accordingly.

14 No person shall in Ceylon waters use any poisonous, explosive or stupefying substance for the purpose of poisoning, killing or stupefying any fish.

Prohibition of use of poison, explosives, &c.

15 No person shall—

(a) wilfully damage or destroy any fishing stakes, nets or other fishing equipment belonging to any other person ;

Prohibitions as to damage to or destruction of fishing equipment.

(b) manufacture, sell, expose for sale, or have in his possession, any instrument serving only or intended to damage or destroy fishing stakes, nets or other fishing equipment.

16 (1) Where the Director is satisfied that adequate arrangements have been made by any club or association for the preservation and protection, in any stream or inland water, of any fish of any species for the time being included in the Second Schedule, the Director may, with the approval of the Executive Committee, by writing under his hand, grant to such club or association the exclusive right to take such fish in such stream or inland water within such limits and for such period and subject to such conditions as the Executive Committee may determine.

Grant of exclusive right to take specified non-indigenous fish.

(2) The provisions of the Second Schedule may from time to time be added to or otherwise amended by regulation.

(3) Where the exclusive right to take any fish in any stream or inland water is granted to any club or association under sub-section (1), such club or association may make rules for the preservation and protection in such stream or inland water, of the fish to which the right relates and for the regulation of the time and manner of taking such fish, and such rules may, without prejudice to the generality of the powers hereinbefore conferred, provide for all or any of the following matters :—

(a) the issue by the club or association of licences authorising the taking of such fish, the conditions subject to which such licences may be issued, the fees payable therefor, and the purposes for which such fees shall be applied ;

(b) the prohibition or restriction of the taking of such fish during specified seasons.

(4) No rule made under sub-section (3) shall have effect unless it is approved by the Executive Committee and published in the Gazette.

(5) Any exclusive right granted or deemed to be granted under this section may be withdrawn in such manner and in such circumstances as may be prescribed

17 No person shall take any fish in any stream or inland water in contravention of any rules made under section 16 relating to the taking of such fish in such stream or water.

Breach of rules under section 16

18 The provisions of sections 5 and 10 shall have no application in the case of any person who takes any fish, or of any fishing boat used for the purpose of taking fish, in any stream or inland water, if the exclusive right of taking any fish in such stream or water is granted to any club or association under section 16.

Sections 5 and 10 not to apply in cases referred to in section 16

#### *Powers of officers, offences, regulations, &c*

19 The Director or any prescribed officer, or any person authorised in writing by the Director either generally or specially in that behalf, may—

Powers of inspection, &c

(a) go on board any fishing boat which is for the time being within Ceylon waters and may make such examination of the boat, the personnel of the crew thereof, the nets and other equipment carried therein and the fish found therein, as may be necessary for the purpose of ascertaining whether any provision of this Ordinance or of any regulation has been contravened ;

(b) examine any fishing nets, fishing kraals, fishing stakes or other fishing equipment, which may be found in Ceylon waters ;

(c) enter any premises in which fish is stored, kept or cured for profit, or in which any aquarium is maintained for profit, and examine any fish found therein for the purpose of ascertaining whether any provision of this Ordinance or of any regulation has been contravened ;

- (d) seize any fish, net, stake, equipment or instrument in respect of which he has reason to suspect that any provision of this Ordinance or of any regulation has been contravened.
- 20** For the purposes of this Ordinance it shall be presumed until the contrary is proved—
- (a) that where any fish is found at any time in any fishing boat at any place in Ceylon or in Ceylon waters, such fish was taken—
- (i) by the owner of that boat, if he is in the boat at that time or if no person is found in the boat at that time, or
- (ii) by the person for the time being in the boat and in charge thereof, if the owner is not in the boat at that time ;
- (b) that any person who takes, or is presumed under paragraph (a) (ii) to have taken, any fish from a fishing boat of which he is not the owner, is employed by the owner of that boat for the purpose of taking such fish ;
- (c) that where any fishing boat which has not been registered is at any time within Ceylon waters, any fish found in that boat at that time was taken for profit in Ceylon waters ;
- (d) that any fish which is not taken for sport, scientific research or for any other prescribed purpose, is taken for profit
- 21** (1) Where any poisonous, explosive or stupefying substance, which can be used for the purpose of poisoning, killing or stupefying fish, is found in the possession or control of any person in the neighbourhood of any Ceylon waters, shortly after such substance is proved to have been used in such waters, that person shall be presumed, until the contrary is proved, to have used such substance for the purpose aforesaid.
- (2) Where any poisonous, explosive or stupefying substance, which can be used for the purpose of poisoning, killing or stupefying fish, is found in the possession or control of any person in a fishing boat in Ceylon waters, that person shall be presumed, until the contrary is proved, to have attempted to use such substance for the purpose aforesaid.
- 22** (1) Any person who acts in contravention of any provision of this Ordinance shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.
- (2) Any person who acts in contravention of any provision of any regulation or of any condition lawfully inserted in any fishing licence or permit granted under this Ordinance, shall be guilty of an offence and shall be liable to a fine not exceeding one hundred rupees.
- (3) Any person who attempts or conspires to commit any offence under this Ordinance shall be deemed to be guilty of that offence.
- 23** Notwithstanding anything in the First Schedule to the Criminal Procedure Code, every offence under this Ordinance shall be a cognizable offence within the meaning of that Code.
- 24** (1) Where the holder of a fishing licence or of a permit granted or issued under this Ordinance is convicted by a Magistrate of any offence under this Ordinance, the Magistrate may make order cancelling the licence or permit.
- (2) The Magistrate may, on the conviction of any person of any offence under this Ordinance, make order declaring that any fishing boat, or any fishing net or stake, or other equipment or instrument used in or in connection with the commission of the offence, or any fish taken in the course of such commission, shall be forfeited to His Majesty.
- 25** Where any offence under this Ordinance is committed by any person in any part of the sea which is within Ceylon waters, the Magistrate's Court having jurisdiction—
- (a) over that part of the coast nearest to the place at which the offence was committed, or
- (b) over the place at which the person comes ashore after the commission of the offence,
- shall have jurisdiction to try the offence.

Presumptions  
as to the  
taking of fish.

Presumptions  
as to use of  
poison, &c.

Offences and  
penalties.

Offences to be  
cognizable.  
Cap 16.  
Vol. I., p 327.

Cancellation of  
licences and  
permits,  
forfeiture of  
boats, fish, &c.

Jurisdiction  
over offences  
committed at  
sea.

26 (1) The Executive Committee may make regulations for the regulation and control of the fishing industry, for the protection of fish in Ceylon waters, and generally for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance. Regulations

(2) Without prejudice to the generality of the powers conferred by sub-section (1) the Executive Committee may make regulations for or in respect of all or any of the following matters :—

- (a) all matters stated or required in this Ordinance to be prescribed or for which regulations are authorised or required to be made under this Ordinance ;
- (b) the form of applications for fishing licences and the fees to be paid upon such applications, the form of fishing licences, the officers by whom such licences may be granted, the conditions which may be inserted therein, and the circumstances and grounds upon which such licences may be refused ;
- (c) appeals to the Minister under this Ordinance and the fees to be paid upon such appeals ;
- (d) the registration of fishing boats used in Ceylon waters and of the owners thereof, including the officers or persons by whom such boats shall be registered, the fees payable for such registration, and the marking of registered boats and of the fishing nets and other fishing equipment carried therein ,
- (e) the prohibition of the registration of foreign fishing boats or of fishing boats owned by persons other than Ceylonese, or the circumstances in which and the terms and conditions subject to which such boats may be registered under this Ordinance ;
- (f) the issue of permits authorising the landing in Ceylon of any fish taken outside Ceylon waters by fishing boats which have not been registered under this Ordinance, in cases where such fish has not previously been landed at a port or place outside Ceylon, the officers by whom such permits may be issued, the fees payable therefor and the circumstances in which or the grounds upon which such permits may be refused ;
- (g) the exemption of any class or classes of persons, not being Ceylonese, from the provisions of section 5 (1) or section 11 (1) for the purpose of giving effect to any treaty, convention or agreement for the time being in force between His Majesty and any foreign Power, or between the Government of Ceylon and the Government of any other part of the British Empire, or for any other purpose ;
- (h) the issue of export and import permits, the fees payable therefor, the conditions to be attached thereto, and the circumstances in which or the grounds upon which such permits may be refused ;
- (i) the prohibition or restriction of the taking of fish during any specified period, and the establishment of close seasons ;
- (j) the prohibition of the use of any specified equipment, device or substance for the purpose of, or in connection with, the taking of fish, and the regulation of the time and manner of taking fish ,
- (k) the regulation of the size or mesh of nets used for the purpose of taking fish ;
- (l) the prohibition, regulation or control of the erection and use of fishing stakes, fish kraals, stake-nets and other such appliances for taking fish ;
- (m) the charging of fees in respect of fishing and of the use of fish kraals in Ceylon waters, and the disposal of such fees ;
- (n) the prohibition or restriction of the taking or sale of fish of a smaller size than such size as may be prescribed ;
- (o) the returns and information to be furnished by persons who take fish for profit in Ceylon waters ,
- (p) the detention and disposal of any fish, or of any boats, nets, instruments or other equipment declared to be forfeited to His Majesty under this Ordinance ;
- (q) all matters incidental to or connected with the matters specifically referred to in this sub-section.

(3) Any regulation made for or in respect of any of the matters referred to in paragraphs (a) to (n) of sub-section (2) may be limited in application to fish of any specified class or description, or in operation to any specified part of Ceylon waters or to the waters in any specified place or area in Ceylon.

(4) No regulation made by the Executive Committee shall have effect until it has been approved by the State Council and ratified by the Governor and notification of such approval and ratification is published in the Gazette. Every regulation shall upon notification of such approval and ratification be as valid and effectual as if it were herein enacted.

**Interpretation.** 27 In this Ordinance, unless the context otherwise requires—

“Board” means the Fisheries Advisory Board established under section 3;

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

“Ceylonese” means a person domiciled in Ceylon and possessing a Ceylon domicile of origin;

“Ceylon company” means a company incorporated or deemed to be incorporated under any written law for the time being in force in Ceylon;

“Ceylon waters” includes—

(a) the territorial waters of Ceylon; and

(b) all public bays, rivers, lakes, lagoons, estuaries, streams, tanks, pools, ponds and channels and all other public inland waters;

“Director” means the Director of Fisheries appointed under section 2;

“Executive Committee” means the Executive Committee of Local Administration;

“fish” means any variety of marine, fluviomarine or fresh-water fishes, crustacea or mollusca, and includes every aquatic animal which derives its sustenance wholly or mainly in water, but does not include—

(a) chanks;

(b) pearl oysters within the meaning of the Pearl Fisheries Ordinance;

(c) whales to which the Whaling Ordinance applies; or

(d) any reptile for the time being included in Schedule I. to the Fauna and Flora Protection Ordinance;

Cap 169,  
Vol. IV., p. 300.

Cap. 170,  
Vol. IV., p. 313.

Cap 325,  
Vol. IV., p. 681.

“fishing boat” means a vessel of whatever size, and in whatever way propelled, which is for the time being employed for the purpose of taking fish;

“fishing licence” means a licence to take fish in Ceylon waters granted under section 5;

“for profit”, when used with reference to the taking of any fish, means the taking of such fish for the purpose of trade or sale;

“inland water” means any part of Ceylon waters other than the territorial waters of Ceylon;

“Minister” means the Minister for Local Administration;

“prescribed” means prescribed by regulation;

“registered” means registered under this Ordinance;

“regulation” means a regulation made by the Executive Committee under this Ordinance;

“take”, with its grammatical variations and cognate expressions, when used with reference to any fish, includes the killing, capture or destruction of such fish;

“territorial waters” means the part of the sea within a distance of three nautical miles from any point of the coast of Ceylon measured from low-water mark of ordinary spring tides.

*Repeals, amendments and savings of other written law.*

Repeal of  
Chapter 326  
and savings for  
concessions,  
regulations, &c.  
thereunder.

28 The Game Protection Ordinance is hereby repealed: Provided, however, that—

(a) any exclusive right of taking any fish in any stream or inland water heretofore conceded to any club or association under that Ordinance may continue to be exercised in like manner as if such right was granted to that club or association under section 16 of this Ordinance, and all rules made by such club or association and in force at the appointed date, shall continue in force in like manner as if they were made under this Ordinance, and may be amended, varied or rescinded by rules made by that club or association and duly approved by the Executive Committee under the said section;



- (b) all regulations made under that Ordinance and in force at the appointed date, shall continue in force in like manner as if they were made under this Ordinance, and may be amended, varied or rescinded by regulations made under section 26 ;
- (c) every notification, establishing a close season in respect of any fish, made under that Ordinance and in force at the appointed date, shall continue in force in like manner as if it were a regulation made under this Ordinance, and may be amended, varied or rescinded by regulation.

29 The provisions of written law specified in the first column of the Third Schedule are hereby amended in the manner and to the extent specified in the second column of that Schedule :

Amendments  
of Ordinances  
mentioned in  
Third Schedule.

Provided, however, that all by-laws, rules and regulations, heretofore made under any of the provisions specified in that section and in force at the appointed date, shall, so far as they relate to matters for or in respect of which regulations may be made under this Ordinance, continue in force in like manner as if they were made thereunder, and may be amended, varied or repealed by regulation.

30 (1) Nothing in this Ordinance shall apply to the taking of fish in any Strict Natural Reserve or National Park within the meaning of the Fauna and Flora Protection Ordinance.

Application of  
Ordinance.

(2) The provisions of this Ordinance shall be in addition to and not in substitution of any provision of the Forest Ordinance or of any rule made thereunder relating to the taking of fish or to the manner of the taking of fish in Ceylon waters.

Cap. 311,  
Vol. VI., p. 490.

#### FIRST SCHEDULE.

Fishes which may not be exported except under permit.

(Section 12).

Scientific Name.	Sinhalese Name.
1. <i>Belontia Signata</i>	.. Pulutta
2. <i>Puntius cumingi</i>	.. Potheya
3. <i>Puntius titteya</i>	.. Lai titteya
4. <i>Puntius nigrofasciatus</i>	.. Bulath sapeya
5. <i>Rasbora vaterifloris</i>	.. Hal mal dandiya

#### SECOND SCHEDULE.

Fishes in respect of which exclusive rights may be granted.

(Sections 12  
and 16).

Trout	Tench
Perch	Gourami

#### THIRD SCHEDULE.

(Section 29).

I.	II.
Short title and Chapter.	Nature and extent of amendment.
The Municipal Councils Ordinance (Chapter 193).	In section 110(24), for the words "sewage and the regulation and control of fishing generally within Municipal limits", there shall be substituted the word "sewage".
The Local Government Ordinance (Chapter 195).	In section 168(11)— (1) paragraph (e) shall be omitted ; and (2) in paragraph (f), for the words "fish, game, and wild birds", there shall be substituted the words "game and wild birds".
The Local Boards Ordinance (Chapter 196).	In section 56— (1) paragraph (k) shall be omitted ; and (2) in paragraph (s), for the words "fish, game, and wild birds", there shall be substituted the words "game and wild birds".
The Small Towns Sanitary Ordinance (Chapter 197).	In section 16(2), paragraph (h) shall be omitted.
The Village Communities Ordinance (Chapter 198).	In section 49(2) (x)— (1) paragraph (e) shall be omitted ; and (2) in paragraph (f), for the words "fish, game, and wild birds", there shall be substituted the words "game and wild birds".

*Objects and Reasons.*

The object of this Bill is to provide for the better regulation and control of fisheries and of the fishing industry in Ceylon. The present law applicable to fishing and the protection of fish is contained in the Game Protection Ordinance and in subsidiary legislation made under various enactments relating to local authorities, and there is no central authority responsible for the administration of the law, nor is it possible to exercise adequate control over the industry. Representations have also been made to the effect that the rights of Ceylonese fishermen to take fish in inland waters and in the territorial waters of Ceylon should be protected to some extent, with a view to ameliorating the position of the Ceylonese who are engaged in the industry.

2. There will under the new law be a Director of Fisheries, who will be responsible for the administration of the law and for the preparation of the regulations to be made thereunder. Provision will also be made for the establishment of a Fisheries Advisory Board to assist and advise the Director. (Clauses 2, 3 and 4).

3. Clause 5 will prohibit any non-Ceylonese from taking fish for profit in Ceylon waters or from employing any other person for such purposes, except under the authority of a fishing licence; but a non-Ceylonese who is employed by any other person for the purpose of taking fish will not be required to be the holder of a licence. Power is also being taken to exempt specified classes of persons by regulation from the necessity of obtaining a fishing licence.

It is proposed that all fishing boats used for the purpose of fishing in Ceylon waters should be registered, and power is being taken to prohibit or restrict the registration of foreign fishing boats or boats which are not owned by Ceylonese. Clause 10 will prohibit the use of an unregistered boat for the purpose of taking fish in Ceylon waters, after a date to be fixed by regulation.

Clause 11 is based on a similar provision contained in the Sea Fishing Industry Act, 1933, of the Imperial Parliament. Where any fish is taken outside the territorial waters of Ceylon by a fishing boat which has not been registered under the new law, it will be unlawful to land the fish in Ceylon except under the authority of a permit in that behalf. A permit will not, however, be required in any case where such fish has, before being brought to land in Ceylon, been previously landed at a port or place outside Ceylon. The provisions of this clause will not be in operation until a date to be fixed by regulation. It is understood that the Government of India propose to impose similar restrictions as to the landing in British India of fish taken outside the territorial waters of that country.

4. Clauses 12 to 15 contain provisions relating to the protection of fish.

A permit will be required to authorise the exportation from Ceylon of any live fish of a species included in the First Schedule, or of the eggs or spawn of any such fish. The species mentioned in this Schedule are considered to be somewhat rare and valuable, and it is feared that unrestricted exportation may result in certain of the species becoming extinct.

Clause 13 will prohibit the importation, except under permit, of live fish of any species not indigenous to Ceylon or of the eggs or spawn of any such fish. This restriction is designed to prevent the importation of fish or of fauna which may be injurious to the species of fish which are indigenous to Ceylon. The prohibition will not apply in the case of the species included in the Second Schedule or, in the absence of special regulations to the contrary, in the case of fishes or of eggs or spawn imported for the purposes of an aquarium.

5. Clauses 16 and 17 reproduce substantially the provisions of sections 6 and 7 of the Game Protection Ordinance. They deal with the grant to clubs or associations like the Ceylon Fishing Club of the exclusive right to take trout and certain other kinds of non-indigenous fish in specified streams or waters. No substantial alteration will be made in regard to the grant of these concessions and to the exercise of the exclusive rights already conceded.

Clause 18 will provide that the provisions relating to fishing licences and the registration of fishing boats will not apply in the case of persons who take fish, or of boats used for the purpose of taking fish, in streams or waters which are exclusively reserved for the use of any club or association.

6. Clause 19 confers the powers of inspection, search and seizure which will be necessary for the proper enforcement of the provisions of the Bill; and Clause 23 provides that offences under the new law will be cognizable offences within the meaning of the Criminal Procedure Code.

Clause 20 declares that certain presumptions will arise when fish is found to have been taken from a fishing boat. The chief purpose of the Clause is to render the owners of fishing boats liable for the acts of their servants.

7. Clause 26 confers on the Executive Committee of Local Administration the power to make regulations for the purposes of the Ordinance. In addition to conferring the power to make regulations subsidiary to the provisions of the Ordinance relating to fishing licences, the registration of fishing boats and the landing of fish taken outside Ceylon waters, this clause will enable the Executive Committee to provide for several matters which are at present dealt with in subsidiary legislation made under the Local Government Ordinance, the Village Communities Ordinance and various other similar enactments relating to local government.

The Director of Fisheries will in future be responsible for placing before the Executive Committee all proposals which are made in relation to regulations dealing with the equipment used for the purpose of taking fish, the time and manner of taking fish in various parts of Ceylon and the prohibition or restriction of the taking of fish in any specified area during particular periods of the year.

8. Clauses 28 and 29 repeal the Game Protection Ordinance and amend the Municipal Councils Ordinance, the Local Government Ordinance and certain other Ordinances by the deletion of the provisions in those Ordinances which at present enable by-laws, rules or regulations to be made for the protection of fish, the regulation of the time and manner of taking fish and connected matters.

All such by-laws, rules or regulations which are in force when the new law comes into operation will continue in force until repealed by regulations made by the Executive Committee under Clause 26.

9. The provisions of the Bill are not intended to affect chanks, pearl oysters, whales or any reptiles mentioned in Schedule I. to the Fauna and Flora Protection Ordinance, or to apply to the taking of fish in any Strict Natural Reserve or National Park established under that Ordinance.

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

Colombo, May 12, 1939.

## SUPREME COURT NOTICES.

### The Ceylon (Non-domiciled Parties) Divorce Rules, 1936.

IN pursuance of the provisions of rules 2 (3) of the Ceylon (Non-domiciled parties) Divorce Rules, 1936, it is hereby notified by order of the Chief Justice of the Supreme Court of Ceylon that the following Judges of that Court have been approved by the Lord Chancellor as Judges appointed to exercise jurisdiction under the Indian and Colonial Divorce Jurisdiction Act, 1926, and the Ceylon (Non-domiciled Parties) Divorce Rules, 1936, as applied to Ceylon by the Ceylon Divorce Jurisdiction Order in Council, 1936 :—

- (1) The Honourable Mr. Horace Hector Hearne, Puisne Justice, to take the place of Mr. Justice Poyser, appointed Chief Justice of the Federated Malay States, *vide* notification appearing in *Government Gazette* No. 8,254 of October 30, 1936; and
- (2) The Honourable Mr. Arthur Eric Keuneman, K.C., Puisne Justice, and
- (3) The Honourable Mr. John Harry Barclay Nihill, Puisne Justice in addition to the Judges for the time being having powers under the above Act and rules, *vide* notifications appearing in *Government Gazette* Nos. 8,254 of October 30, 1936, and 8,371 of June 3, 1938.

GUY O. GRENIER,  
Registrar of the Supreme Court.

The Registry,  
Supreme Court,  
Colombo, May 10, 1939.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

Insolvency In the matter of the insolvency of Arthur Jurisdiction. Lionel Kelly of 173B, St. Ritas road, No. 5,096. Mount Lavinia.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at a sitting of this court fixed for June 13, 1939, for the declaration of dividend in this case.

May 12, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

Insolvency In the matter of the insolvency of Gango- No. 5,202. dawilage Benjamin Perera, carrying on business at 34, Deans road, Maradana, Colombo, under firm, name, and style of G. Lawrence Perera and Company.

NOTICE is hereby given that a special sitting in the above insolvency proceedings will be held, at the sitting of this court, on May 30, 1939, to appoint an assignee.

May 13, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

No. 5,356. In the matter of the insolvency of James Alstan Morgan Marshall of 60, Dehiwala.

WHEREAS the above-named J. A. M. Marshall has filed a declaration of insolvency, and a petition for the

sequestration of his estate has been filed by M. C. Abdul Hameed of Pichaud's lane, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. A. M. Marshall insolvent accordingly; and that two public sittings of the court, to wit, on June 6, 1939, and on June 20, 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.

May 8, 1939 By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

No. 5,357. In the matter of the insolvency of Eddipularatchige Don Henry Joseph Weerasokera of Talangama.

WHEREAS the above-named E. D. H. J. Weerasokera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Norbert Rodrigo of Joseph lane, Bambalapitiya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said E. D. H. J. Weerasokera insolvent accordingly; and that two public sittings of the court, to wit, on June 13, 1939, and on June 27, 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.

May 10, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

No. 5,358. In the matter of the insolvency of Reginald Vimalagunawardena of Mount Lavinia.

WHEREAS the above-named Reginald Vimalagunawardena has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. S. Mohamood of Ferry street, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Reginald Vimalagunawardena insolvent accordingly; and that two public sittings of the court, to wit, on June 13, 1939, and on June 27, 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.

May 10, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

No. 5,359. In the matter of the insolvency of Sme Lebbe Marikkar Abdul Majeed of 51, Kuruwe street in Colombo.

WHEREAS the above-named S. L. M. Abdul Majeed has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Abdul Rahim Bin Jowharsha of 9, Arthur's place, Bambalapitiya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. L. M. Abdul Majeed insolvent accordingly; and that two public sittings of the court, to wit, on June 13, 1939, and on June 27, 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.

May 10, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.

No. 5,360. In the matter of the insolvency of Charles de Zilwa of 44, 18th lane, Bambalapitiya.

WHEREAS the above-named Charles de Zilwa has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Peter Weerasri of the Fort, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Charles de Zilwa insolvent accordingly; and that two public sittings of the court, to wit, on June 13, 1939, and on June 27, 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.

May 11, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Nuwara Ehya  
holden at Hatton.

No. 36. In the matter of the insolvency of D. A. R. Ranasinghe of Dikoya.

WHEREAS the above-named D. A. R. Ranasinghe of Dikoya has filed a declaration of insolvency, and a petition for the sequestration of the estate of D. A. R. Ranasinghe of Dikoya, has been filed by Gunatunga Manawadu of Moragolla Tea and Rubber Stores, Hyde Park Corner, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said D. A. R. Ranasinghe of Dikoya insolvent accordingly, and that two public sittings of the court, to wit, on June 6, 1939, and on July 4, 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, E. DE S. GUNAWARDENE,  
Secretary.

13 - In the District Court of Chilaw.  
No. 46/I. In the matter of the insolvency of Maria Puspa Rosammal Fernando (dead), and Joseph Francis Anthony Fernando, carrying on business under the name, style, and firm of S. M. J. Fernando & Co., at Chilaw and Puttalam, insolvents.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at a sitting of this court to be held on June 30, 1939, to consider the question of granting a certificate of conformity to the insolvents.

May 10, 1939. By order of court, S. P. STOUTER,  
Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

Dr. Hugh de Mel of Lakville, Moratuwa... Plaintiff.  
No. S/1,570. Vs.

C. S. A. Perera, Proctor, S.C., Moratuwa... Defendant.

NOTICE is hereby given that on Tuesday, June 13, 1939, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 956.66 with interest on Rs. 700 at 10 per cent. per annum from January 28, 1937, till February 24, 1937, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, viz. —

All those two contiguous portions of land called Madangahawatta and Nanandera Walakada Madangahawatta, now forming one property together with the buildings, trees, and plantations standing thereon, situated at Uyana in Moratuwa, in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by the portions of the same land of S. Andris Silva and W. Pedro Fernando and others, on the east by the high road, on the south by the land of K. Thomme Fernando presently of K. John Fernando, the land of Juan Perera presently of Boshya Martinu and the land of M. Anthony Perera presently of W. Benjamin Fernando, and on the west by the land of M. Hendrick Perera and the land of the Crown presently of H. Bastian Peris; containing in extent 1 acre and 9 55/100 square perches subject to bond No. 1,690 dated December 20, 1932, attested by Jos P. Rodrigo, Notary Public

Fiscal's Office,  
Colombo, May 17, 1939.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Colombo.

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

No. 2,476/S. Vs.

(1) Nana Kader Meera Rawuther, son of Naththar Saibo Rawuther, (2) Thoona Vavenna Kavenna Abdul Rahman Rawuther, son of Kader Meera Saibo, (3) Thoona Vavenna Kavenna Mohammadh Saiva son of Kader Saibo, (4) Thoona Vavenna Kavenna Mohamad Ibrahim, son of Kader Meera Saibo, (5) Sana Vavenna Peer Mohamad Rawuther, son of Wappu Rawuther, and (6) Oona Seyadu Ibrahim, son of Ossen Rawuther, all of 44, Third Cross street, in Colombo, carrying on business under the name, style, and firm of T. V. K. Kader Meera Saibo & Co. . . . . Defendants.

NOTICE is hereby given that on Thursday, June 15, 1939, at 3 P.M., will be sold by public auction at the premises for the recovery of the sum of Rs. 23,599 22, with interest on Rs. 15,000 at 13½ per cent. per annum and on Rs. 1,000 at 12 per cent. per annum from March 17, 1938, till May 9, 1938, and thereafter on the aggregate amount at 9 per cent. per annum, till payment in full, viz. :— the right, title, and interest of the defendants derived through Elizabeth Perera in the following property, to wit :—

All that land and premises bearing assessment No. 892/38 (1-4) presently bearing assessment Nos. 281, 281/1-5, Grandpass road (excluding therefrom an undivided 11/80th share belonging to the claimant Cador Ibrahim Pathunna, Pathumma Beebee and Seyed Beebee), situated at Grandpass road, in New Bazaar ward, within the Municipality and District of Colombo, Western Province; bounded on the north by property of Mohamedo Ismail Noor Nasuha wife of Alis Marikar Mohamed Sheriff, and D. Dias bearing assessment Nos. 840/126 and 891/39 presently a wall, on the east by property of D. Dias bearing assessment No. 891/39 presently 277, Grandpass road, on the south by the property of Hassenally Ebrahimjee bearing assessment Nos. 893/37, 37/128, now Grandpass road, on the west by properties of Hassenally Ebrahimjee, and I. L. M. Lebbe Marikkar bearing assessment Nos. 893/36, 37/128, and 841/126 presently bearing assessment No. 285; containing in extent 28 85/100 perches.

Fiscal's Office,  
Colombo, May 17, 1939.B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Colombo

B. Thomas Appu of 36, Malgakanda road, Maradana, in Colombo . . . . . Plaintiff.

No. 3,075/S. Vs.

G. D. Vincent Seneviratne of Vemdale, Dematagolla, Maradana, in Colombo . . . . . Defendant.

NOTICE is hereby given that on Monday, June 12, 1939, at 4 30 P.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 628 with interest on Rs. 400 at 18 per cent. per annum from October 31, 1938, till date of decree (November 29, 1938) and thereafter legal interest on the aggregate amount of the decree till payment in full or for two years whichever period is shorter, viz. :—

The right title and interest of the defendant to an undivided ½ share in and to the following property, to wit :—

All those premises called and known as Tower Flat Nos. 60, 54, and 52 and also garden bearing assessment Nos. 52/7-52/52, situated at Panchikawatta road, Maradana, in Colombo; which said premises are bounded as follows :—on the north by premises No. 64 belonging to M. P. Gomes, R. J. Perera, and Abeyasekera Arama Buddhist temple, on the east by bathing well belonging to M. A. Perera, on the south by property bearing No. 46, WindSOR Hotel, belonging to Raja, and on the west by Panchikawatta road; containing in extent about 1 acre.

Fiscal's Office,  
Colombo, May 17, 1939.B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Colombo.

The Commissioners of the Loan Board. . . . . Plaintiffs.  
No. 49,898. Vs.

(1) Muriel Letitia de Fonseka, of (2) Arthur Donald de Fonseka, both of 11, Putana, (3) Mrs. Mabel Koeh of Wellawatta, Colombo, (4) Miss Lilla de Vos of Colpotty, Colombo . . . . . Defendants.

NOTICE is hereby given that on Wednesday, June 14, 1939, at 4.30 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 1,391 dated September 26, 1928, attested by J. A. Martensz, Notary Public, and declared specially bound and executable under the decree dated January 20, 1933, and ordered to be sold by the order of court dated November 9, 1936, for the recovery of the sum of Rs. 46,680.50, together with interest on Rs. 45,000 at 6½ per cent. per annum from August 1, 1932 till the date of the said decree, and thereafter on the aggregate amount of the said decree at 9 per cent. per annum till date of payment in full, and costs of suit Rs. 677.38 less Rs. 20,524, viz. :—

All that allotment of land (being a portion of the land described in T.P. No. 158,454) with the buildings standing thereon presently bearing assessment Nos. 20, 22, 24, and 30, Skelton road, situated at Hawlock Town in Bambalapitaya, within the Municipality and District of Colombo, Western Province, in the Island of Ceylon; bounded on the north by Crown land, on the east by a reservation for a road, on the south by Crown land, and on the west by a portion of the same land; containing in extent 3 roods and 23 perches according to the plan thereof No. 981 made by C. C. Wijetunga, Special Licensed Surveyor, together with all buildings on the said allotment of land and all rights, privileges, easements, servitudes, and appurtenances whatsoever to the said allotment of land and premises belonging and all the right, title, interest, claim, and demand whatsoever of the 1st defendant in, to, out of, or upon the same Registered A 213/124.

Fiscal's Office,  
Colombo, May 17, 1939.B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

## Central Province.

In the District Court of Kandy.

Lal Mohamed Bai of Cross street, Kandy, . . . . . Plaintiff.  
No. 49,070. Vs.

(1) Dionysius Senanayake, (2) Mrs. C. S. Senaratne, both of Trincomalee street, Kandy . . . . . Defendants.

NOTICE is hereby given that on Wednesday, June 14, 1939, commencing at 2 P.M., will be sold by public auction at the respective premises the right, title, and interest of the said 1st defendant for the recovery of the sum of Rs. 1,572.75 with interest on Rs. 1,500 at 18 per cent. per annum from October 18, 1937, to August 22, 1938, and thereafter legal interest on the aggregate amount till payment in full and poudagan in the following property, an undivided ½ share of the following lands, viz. :—

(1) All those two allotments of land adjoining each other and forming one property called Minwattegeda Rawatta, with the newly built upstairs house called and known as Senanayake Madura and other buildings standing thereon bearing assessment Nos. 127, 128, and 129, situate at Trincomalee street, Kandy, and the buildings facing Lady Torrington's road bearing assessment Nos. 34 and 35, both within the town Municipality and District of Kandy, Central Province, all fully described in A 24/127, 138 and of the entire extent of 27 perches; and bounded in their entirety, on the north by the property of Robanside bearing No. 130 formerly belonging to J. W. Weerakoon, east by Trincomalee street, south and west by Lady Torrington's road, and registered in A 28/284, together with a like share of everything thereon.

(2) All that house and ground bearing assessment Nos. 75 and 75A; containing in extent 6 10/100 square perches in the whole, situate at Trincomalee street aforesaid, and the entirety being bounded on the east by the Pavilion ground, south by Girihagama's house, west by Trincomalee street, and north by the house belonging to the late Rambukwelle Proctor, and registered in A 25/205.

(3) All that upstairs house and ground bearing present assessment No. 36, situate at Trincomalee street aforesaid; containing in extent about 2 square perches, more or less comprising two contiguous allotments of land formerly bearing assessment Nos. 39 and 40, and which said house and ground No. 36 is bounded on the north by the house

No. 37, east by Pavilion grounds, south by No. 35, and west by Trincomalee street which premises are also described as separate allotments as follows:—

(a) All those house and ground marked Nos. 36 and 36A, situate at Trincomalee street aforesaid, and described in the title deeds thereof as all that houses and ground marked No. 39, situate at Trincomalee street aforesaid; and bounded on the north by house of Muna Rawanna Mana Ana partner of Odayappa Chettyar bearing No. 40, east by Pavilion ground, south by house of Mohamradu Meera Lebbe Ossen Saibo, No. 38, west by Trincomalee street; containing in extent 1 71/100 square perches as per plan dated November 12, 1850, and made by J. C. de Neys of Kandy, Licensed Surveyor.

(b) All those houses and ground bearing assessment No. 40, situate at Trincomalee street aforesaid; and bounded on the north by the property of Appavoo and Mattu Kumaren, east by Pavilion ground of Government, south by property of Samipulle Ibrahim Saibo, and west by Trincomalee street; containing in extent 1 71/100 square perches as per plan dated September 18, 1850, and made by the said J. C. de Neys, Surveyor, and registered in A 22/182, 183.

(4) All those houses and ground bearing formerly assessment No. 65 and presently No. 63, situate at Brownrigg street, within the town Municipality and District of Kandy, Central Province; and which said houses and ground being bounded on the north by the property of Sinnathamby, east by the Brownrigg street, south by houses and ground allotted to Madulendage Andris Fernando, west by Sinnathamby's property; and containing in extent 2 perches in the whole, registered in A 65/130.

(5) All that piece of land together with the buildings standing thereon formerly bearing assessment Nos. 58 and 59, presently No. 71, situate at King street, within the town Municipality and District of Kandy, aforesaid; and which said piece of land being bounded on the north by Crown land formerly occupied as Police Station, east by the portion of the land buildings standing thereon bearing assessment Nos. 60 and 61 belonging to Philip Ambrose Pille, south by King street, and west by the property of Meera Saibo; and containing in extent 8 1/2 square perches, and registered in A 65/181.

Fiscal's Office,  
Kandy, May, 15, 1939.

H. C. WEJESINHA,  
Deputy Fiscal.

30/ In the District Court of Nuwara Eliya.

M. S. Ramasamy Pillai, Managing Partner of the firm of S. P. S. Supramania Pillai of Nuwara Eliya .. Plaintiff.  
No. 2,172.

H. Dona Seelawathi Perera of Mahagastota, Nuwara Eliya, legal representative of the estate of H. H. Piyasena, deceased .. Defendant.

NOTICE is hereby given that on Monday, June 19, 1939, at 3 o'clock in the afternoon, will be sold by public auction at the spot the following property mortgaged with the plaintiff upon bond No. 1,062 dated January 4, 1938, and attested by V. Ponnusamy of Nuwara Eliya, 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 the court dated May 4, 1939, for the recovery of the sum of Rs. 2,762.50 with interest thereon at the rate of 9 per centum per annum from March 10, 1939, till payment in full and costs of suit and poundage, viz. —

All that allotment of land with the buildings thereon bearing present assessment No. 27, situated along the Uda Pussellawa road in the Old Bazaar within the Urban District Council limits of the town of Nuwara Eliya, District of Nuwara Eliya, Central Province, Ceylon; containing in extent 6 perches; and bounded on the north by land belonging to Mrs. C. W. Bartholomeusez, south by Uda Pussellawa road, east by house belonging to P. D. Samuel de Silva and P. D. Agoris, and west by house belonging to Ena Kader Batcha Saibo.

Deputy Fiscal's Office,  
Nuwara Eliya, May 12, 1939.

V. L. WIRASINGHE,  
Additional Deputy Fiscal.

26/ Southern Province.

In the District Court of Matara.

(1) A. K. M. V. M. Sapinona of Mirissa, and another .. Plaintiffs.  
No. 7,194.

(1) A. S. Jayawickrema of Mirissa, and others .. Defendants.

NOTICE is hereby given that on Tuesday, June 13, 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. 468.13, viz. :—

1. Property of 8th defendant.—All that the soil and fruit trees and all the buildings standing thereon of the defined lot 1 of the land called Muttapadinchiwatta, situated at Mirissa in Welgam korale of Matara District, Southern Province; and which said lot 1 is bounded on the north by Kurunduwatta, east by Henewatta and lot 3 of the same land, south by a water-course, and on the west by lot 2 of the same land and Kurunduwatta alias Malapalawatta in T. P. 62,359; and containing in extent 1 rood and 29.8 perches.

2. Property of 1st and 2nd defendants.—All that undivided 87/516 parts of the defined lot 2 of the land called Muttapadinchiwatta, situated at Mirissa aforesaid; and which said lot 2 is bounded on the north by lot 1 of the same land, east by lot 1 of the same land, south by a water-course, and on the west by a water-course and Kurunduwatta alias Malapalawatta in T. P. 62,359, and containing in extent 13.1 perches.

3. Property of 9th and 10th defendants.—All that the defined lot 3 of the land called Muttapadinchiwatta, situated at Mirissa aforesaid; and which said lot 3 is bounded on the north by Henewatta, east by Punchikoratuwa, south by a water-course, and on the west by lot 1 of the same land, and containing in extent 39.1 perches.

Deputy Fiscal's Office,  
Matara May 15, 1939.

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

32/ Northern Province.

In the District Court of Jaffna.

(1) Sinnappu Suppiah, (2) Suppiah Paramanathan, both of Thavady .. Plaintiffs.  
No. 781.

Kathiresar Arumugam of ditto, and 5 others .. Defendants.  
S. T. Kandiah of ditto .. Added party.  
Kathiresar Arumugam of Thavady .. Substituted defendant.

NOTICE is hereby given that on Monday, June 12, 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 plaintiffs for the recovery of Rs. 560.07 and poundage and charges, in the following property, viz. :—

1. All that piece of land situated at Thavady in Uduvil parish, Valikamam North Division of the Jaffna District, Northern Province, called Urulaippulam in extent 5 lachams varague culture with its appurtenances; bounded on the east by Sinnappu Suppiah and Suppiah Paramanathan, north by S. T. Kandiah and by the property belonging to Sithamaram Ambalavanaswamy Temple, west by path and by the property of the heirs of Kasmathar Velauther, and on the south by road.

2. All that piece of land situated at Thavady in ditto called Urulaippulam in extent 6 1/2 lachams varagu culture, with its appurtenances; bounded on the east by Ponnampalam Thambu and brothers presently by P. K. Somasuntharam, north by way and water-course, west by Sinnappu Suppiah, and on the south by Murgesu Sinnappu presently by the property of the heirs of Murgesu Sinnappu.

Fiscal's Office,  
Jaffna, May 12, 1939

S. TURAIYAPPAE,  
for Fiscal.

23/ In the District Court of Jaffna.

Kandar Ponniah of Karaitivu West .. Plaintiff.  
No. 11,617.

(1) Paramu Vaitilingam, and wife (2) Theivanaipilla of ditto .. Defendants.

NOTICE is hereby given that on Friday, June 9, 1939, at 12 noon will be sold by public auction at the premises the right, title, and interest of the said defendants for the recovery of Rs. 581.85 with further interest on Rs. 500 at 9 per cent. per annum from June 1, 1937, till payment in full, and costs Rs. 92.08 and poundage and charges, less Rs. 55 already recovered, in the following property, viz. :—

All that piece of land, situated at Thankodai in Karaitivu West, Karaitivu parish, Islands Division of the Jaffna District, Northern Province, called Sempadu, in extent 8 lachams varagu culture with coconut trees, cultivated

and spontaneous plantations; bounded on the east by road, north by Kanthappu Ponniah, west by Kanapathipillai Kanthappu, and on the south by lane.

The land is said to be under mortgage and it is also seized under writs Nos. 12,516 D. C. J. and 12,507 D. C. J.

Fiscal's Office,  
Jaffna, May 16, 1939.

S. TURAIYAPPAH,  
for Fiscal.

In the Court of Requests of Jaffna.

(1) V. Rajaratnam and (2) V. Rajasekaram, both of Jaffna, carrying on business under the name, style, and firm of S. Veeragathipillai & Sons, . . . Plaintiffs.

No. 12,916/A.

Vs.

M. Ponnu, Contractor, Karaiyoor . . . Defendant.

NOTICE is hereby given that on Friday, June 9, 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 defendant for the recovery of Rs. 153.75 with interest thereon at the rate of 9 per cent. per annum from June 17, 1938, until payment in full, and costs Rs. 26 and poundage and charges, in the following property, viz. —

All that piece of land, situated at Karaiyoor in Chundiculi parish, Jaffna Division of the Jaffna District, Northern Province, called Pirancy valavu, Swam valavu and Kurusadiyalvalavu in extent about 1 lacham varagu culture and 17½ kules with stone-built house, well and cultivated and spontaneous plantations and other appurtenances; bounded on the east by Kadaiyatheru, north by lane, west by lane, and south by lane.

The land is said to be under mortgage.

Fiscal's Office,  
Jaffna, May 15, 1939.

S. TURAIYAPPAH,  
for Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the matter of the Last Will and Testament of Muhandrange Simeon Gomis No. 8,707. of 14, Kotuwegoda road, Welikada, Rajagiriya, deceased.

Hettiaratchige Don Simeon of Welikada, Rajagiriya . . . Petitioner.

And

(1) Muhandrange Premachandra Gomis, (2) ditto Somachandra Gomis, (3) ditto Kusumawathic Gomis, (4) ditto Somawathic Gomis, all of Welikada, Rajagiriya (minors), (5) K. Clara Hammo of Rajagiriya, Welikada, guardian *ad litem* . . . Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on January 30, 1939, in the presence of Mr. P. C. Seneviratne, Proctor, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated January 21, 1939, and (2) of the attesting witnesses, dated January 26, 1939, having been read.

It is ordered that the said last will of Muhandrange Simeon Gomis, 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 in the executor in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named, or any other person or persons, interested shall, on or before March 2, 1939, show sufficient cause to the contrary.

It is further declared that the 4th respondent be and she is hereby appointed guardian *ad litem* of the minors, 1st to 4th respondents above named, to represent them for all the purposes of this action.

January 31, 1939.

W. SANSONI,  
District Judge.

The date for showing cause against the within mentioned Order Nisi is hereby extended to May 25, 1939.

March 28, 1939.

W. SANSONI,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. George Vincent vanHoff of Pamankada No. 8,792. road, Wellawatta, deceased.

George Edward vanHoff, of Frances road, Wellawatta . . . Petitioner.

And

(1) Winifred Elfreda Barrow of Clifford place, Bambalapitiya, (2) Florence Rhoda vanHoff of Wellawatta, (3) Herbert Leslie vanHoff of Kolaniya, (4) Lilian Gladys Vandort of Albion road, Dematagoda, (5) Elaine Mabel vanHoff, (6) Beatrice Isabel vanHoff, both of Wellawatta . . . Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on March 31, 1939, in the presence of Mr. T. H. Jansz, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 30, 1939, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as eldest son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before May 25, 1939, show sufficient cause to the satisfaction of this court to the contrary.

April 25, 1939.

W. SANSONI,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Mapa Mudiyanselage Punchirala No. 8,798. of Konduruwapola, deceased, of Angoda, in Colombo.

Senerat Pathrennehelage Lewis Senerat of Konduruwapola of Yaticaharale south, Katugampola hatpattu in the District of Kurunegala . . . Petitioner.

And

(1) Mapa Mudiyanselage Poda Manika of Konduruwapola, (2) Mapa Mudiyanselage Ukku Amma of Matawa, (3) Mapa Mudiyanselage Kumarihamy, (4) Mapa Mudiyanselage Ran Manika, (5) Mapa Mudiyanselage Gunasekera; 3rd to 5th respondents are minors appearing by their guardian *ad litem* the 1st respondent above named, (6) Lekamalage Punghihamy, all of Konduruwapola aforesaid . . . Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on April 5, 1939, in the presence of Mr. C. P. G. Abeyewardene, Proctor, on the part of the petitioner above named and the affidavit of the said petitioner dated April 5, 1939, having been read:

It is ordered (a) that the 1st respondent be and she is hereby appointed guardian *ad litem* of the minors, the 3rd to 5th 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 the husband of the 1st respondent and son-in-law 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 25, 1939, show sufficient cause to the satisfaction of this court to the contrary.

May 5, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Warnakulasuriya Aratchige Don Anthony of Moratuwella in Moratuwa. No. 8,799. deceased.

Weerahennedige Julana Fernando of Moratuwella in Moratuwa . . . Petitioner.

And

(1) Warnakulasuriya Aratchige Don Mary Mabel, (2) Warnakulasuriya Aratchige Don Peter Stephen, (3) Warnakulasuriya Aratchige Marshal Anthony, (4) Warnakulasuriya Aratchige Dona Rita Theodora; 2nd to 4th respondents are minors appearing by their guardian *ad litem* (5) Weerahennedige John Eugene Fernando, all of Moratuwella in Moratuwa . . . Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on April 5, 1939, in the



presence of Messrs. Perera & Fernando, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 4, 1939, having been read:

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 2nd to 4th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before May 25, 1939, show sufficient cause to the satisfaction of this court to the contrary.

May 9, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Kuruppumullage Don James  
No. 8,800. Peter alias James Peter Kuruppu of  
Wall street, Colombo, deceased.

Hewa Bambarennehelage Dona Margaret of Wall street,  
Colombo . . . . . Petitioner.

(1) Resilda Kuruppu of Wall street, Colombo. (2) Ranoe  
Kuruppu, a minor, appearing by her guardian *ad  
litem* the 3rd, (3) Nael Kuruppu Wijetilleke, both of  
Kotte . . . . . Respondents.

THIS matter coming on for disposal before W. Sansoni,  
Esq., District Judge of Colombo, on April 5, 1939, in the  
presence of Mr. P. M. de S. Seneviratne, Proctor, on the  
part of the petitioner above named; and (1) the affidavit  
of the said petitioner dated April 4, 1939, and (2) of the  
attesting witnesses dated April 5, 1939, having been  
read:

It is ordered that the last will of Kuruppumullage Don  
James Peter alias James Peter Kuruppu, 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 25, 1939, show sufficient cause to  
the satisfaction of this court to the contrary. It is further  
ordered that the 3rd respondent be and she is hereby  
appointed guardian *ad litem* of the minor, the 2nd re-  
spondent above named, to represent her for all the purposes  
of this action.

April 25, 1939.

W. SANSONI,  
District Judge.

In the District Court of Colombo.

*Order Absolute in the First Instance.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of the late Gertrude Priscilla Gomis  
No. 8,801 Abeysinghe Weerakoon, late of Miri-  
hana in Nugegoda in the Palle pattu of  
Salpiti korale, deceased.

THIS matter coming on for final determination before  
W. Sansoni, Esq., District Judge, Colombo, on April 5,  
1939, in the presence of Mr. T. Canaga Rayar, Proctor,  
on the part of the petitioner, Samaradiwakarage Ellen  
Weerakoon, widow of Anthony Gomis Abeysinghe Weera-  
koon, deceased, of Mirihana, aforesaid; and the affidavit  
of the said petitioner, and of the attesting witnesses dated  
March 31, 1939, having been read:

And it appearing to this court that the said petitioner  
has established her right thereto, it is ordered that probate  
of the will of the said deceased be issued to Samaradiwa-  
karage Ellen Weerakoon, widow of Anthony Gomis Abey-  
singhe Weerakoon, accordingly.

April 29, 1939.

W. SANSONI,  
District Judge.

In the District Court of Colombo.

*Order Absolute in the First Instance.*

Testamentary In the Matter of the Joint Last Will and  
Jurisdiction. Testament of Walmundewagey Edwin  
No. 8,813. Bastian and his wife, Hewadewagey  
Regina Fernando, deceased, both of  
Ricarton, Campbell place, in Colombo.

Walmundewagey Edwin Bastian of Ricarton,  
Campbell place, in Colombo . . . . . Petitioner.

THIS matter coming on for final determination before  
C. Nagalingam, Esq., District Judge of Colombo, on May 4,

1939, in the presence of Mr. C. E. Jayanayake, Proctor,  
on the part of the petitioner, Walmundewagey Edwin  
Bastian of Ricarton, Campbell place, in Colombo, and the  
affidavits of the said petitioner and of the attesting witness  
dated May 4, 1939, having been read:

And it appearing to this court that the said petitioner  
has established his right thereto, it is ordered that probate  
of the will of the said deceased be issued to Walmundewa-  
gey Edwin Bastian of Ricarton, Campbell place, in Colombo,  
accordingly.

May 9, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Sangapala Aratchige John  
No. 8,814 Perera of Egoda Kolonnawa, latterly of  
18, Angoda road, Kolonnawa, deceased.

Lily Perera Wijesinghe Amarasakera Hamme of  
18, Angoda road, Kolonnawa . . . . . Petitioner.

And

Hettige Dona Apalona Gunesekera Seneviratne Hamme  
of 18, Angoda road aforesaid . . . . . Respondent.

THIS matter coming on for disposal before C. Nagalingam,  
Esq., District Judge of Colombo, on May 4, 1939, in the  
presence of Mr. N. M. Zaheed, Proctor, on the part of the  
petitioner above named; and (1) the affidavits of the said  
petitioner dated April 27, 1939, and (2) of the attesting  
witnesses dated April 25, 1939, having been read

It is ordered that the last will of Sangapala Aratchige  
John Perera, 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 respondent above named or any  
other person or persons interested shall, on or before May 25,  
1939, show sufficient cause to the satisfaction of this court  
to the contrary.

May 6, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Absolute in the First Instance.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Thomas Emmanuel Vanderweert  
No. 8,820 of Queensland, Alexandra road, Colombo,  
in the Island of Ceylon, deceased.

THIS matter coming on for final determination before  
C. Nagalingam, Esq., District Judge of Colombo, on May 11,  
1939, in the presence of Messrs Julius & Croasy of Colombo,  
Proctors, on the part of the petitioner, Ada Belle Kelaart  
of Queensland, Alexandra road, Colombo; and the affidavit  
of the said petitioner dated May 5, 1939,  
an affidavit as to the due execution of the will, original  
will certificate of death of the above-named deceased,  
having been read. It is ordered that the will of the said  
deceased dated June 20, 1938, 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 said petitioner is the sole executrix  
named in the said will and that she is entitled to have  
probate of the said will issued to her on her paying estate  
duty, and taking oath of office.

May 15, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Alfred Lyons of 29, Philip  
No. 8,821. street, Darwin, in the County of Lan-  
caster, England, deceased.

THIS matter coming on for disposal before C. Nagal-  
ingam, Esq., District Judge of Colombo, on May 11, 1939,  
in the presence of Patrick Merle Duggan of Colombo,  
Proctor, on the part of the petitioner, Oscar Percy Mount  
of Colombo; and the affidavit of the said petitioner dated  
May 9, 1939, a certified copy of probate, a certified copy of  
the last will and testament of the above-named deceased,  
power of attorney in favour of the petitioner, and Supreme  
Court's order dated May 5, 1939, having been read: It  
is ordered that the will of the said deceased dated August 3,  
1934, of which a certified copy 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 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 25, 1939, show sufficient cause to the satisfaction of this court to the contrary.

May 11, 1939.

C. NAGALINGAM,  
District Judge

In the District Court of Negombo.

*Order Nisi declaring will proved*

Testamentary In the Matter of the Last Will and Testament of Peramunugamage Don Marsel No. 3,093. Appuhamy of Ekela, Ja-ela, deceased

Peramunugamage Don Bruno Appuhamy of Ekela. Ja-ela . . . . . Respondents.

(1) P. Don Joseph of Kalugamuwa, Kurunegala. (2) P. Dona Matilda, wife of (3) P. Don Dymnie, both of Dematagoda, Colombo. (4) P. Dona Josephine, wife of (5) W. Kulatunge, both of Baseline road, Colombo. (6) P. Dona Violet of Dematagoda place, Colombo. (7) P. Dona Beatrice of Dematagoda place, Colombo . . . . . Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq., District Judge, Negombo, on April 27, 1939, and the petition dated March 22, 1939, and the two affidavits dated March 21, 1939, and April 26, 1939, respectively, of the petitioner, and the affidavits dated March 30, 1939, of Mohamed Shums Cassim of Kurunegala and Herat of Kurunegala, and affidavits dated March 31, 1939, of Peramunugamage Don Joseph of Kurunegala, and S. Ramanathan of Kandy, the affidavit dated April 1, 1939, of Mannaperuma Mudyansele Punched Banda of Kalugamuwa, and the affidavit dated April 3, 1939, of Peramunugamage Don Casmeru Appuhamy of Kalugamuwa, the six witnesses who subscribed to the last will, having been read :

It is ordered that the last will of Peramunugamage Don Marsel Appuhamy, deceased, dated January 25, 1938, and now deposited in this court, be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before May 29, 1939, show sufficient cause to the contrary to the satisfaction of this court.

It is further ordered (a) that the 2nd respondent above named be and she is hereby appointed guardian *ad litem* of the 6th respondent above named, who is a minor, to represent her for all the purposes of this action, and (b) that the petitioner above named is the sole and universal heir named in the said will and that he is entitled to have probate thereof issued to him, unless the respondents or any other person or persons interested shall, on or before May 29, 1939, show sufficient cause to the satisfaction of this court to the contrary.

April 27, 1939.

T. WEERARATNE,  
District Judge.

In the District Court of Kalutara.

Testamentary In the Matter of the Estate of the late Jurisdiction. Rupaninga Peter Fernando, deceased, of No. 2,850. Potupitiya . . . . .

THIS matter coming on for disposal before E. O. C. Vander Gert, Esq., District Judge of Kalutara, on January 9, 1939, in the presence of Mr. S. L. de Silva, Proctor, on the part of the petitioner, Rupaninga Carline Maggie Leelawathie of Potupitiya; and the affidavit of the said petitioner dated December 9, 1938, having been read : It is ordered that the petitioner above named be and she is hereby declared entitled as widow of his estate issued to her, unless the respondents (1) Rupaninga Daisy Charlotte Karunawathie, (2) ditto Newton Weeraratna, (3) Rupaninga Awneris Fernando, (4) ditto Vincent Dharmaratna, all of Potupitiya or any other person or persons interested shall, on or before February 16, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said 3rd respondent be and he is hereby appointed guardian *ad litem* over the said 1st, 2nd, and 4th respondents who are minors for all the purposes of this action, unless the respondents shall, on or before February 16, 1939, show sufficient cause to the satisfaction of this court to the contrary.

January 9, 1939.

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

Time for showing cause extended till May 31, 1939.

April 26, 1939.

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

In the District Court of Kandy.

*Order Nisi.*

Testamentary In the Matter of the Estate of Vyramuttu Jurisdiction. Kammany of Peradeniya road, No. T. 98. Kandy, deceased.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge, Kandy, on April 20, 1939, in the presence of Messrs. Coomaraswamy & Vijayarathnam, Proctors, on the part of the petitioner, W. Sabaratnam; and the affidavit of the said petitioner dated April 17, 1939, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as the brother of the deceased above named, to have letters of administration to the estate of the deceased, issued to him, unless the respondents, (1) Sivapakim Thiagarajah of 5, Peradeniya road, Kandy. (2) Rasanamy Rajaratnam of Ukkuwela, Matale. (3) Ratnam Nadarajah of Mallakam, Jaffna, (4) Canagamma Sivaprasam of Narahenpitiya, Colombo, and (5) T. Thirunavukarasu of Wellawatta, or any other person or persons shall, on or before May 29, 1939, show sufficient cause to the satisfaction of this court to the contrary.

April 20, 1939

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

In the District Court of Galle.

*Order Nisi.*

Testamentary In the District Court of Galle. Late Jurisdiction. Ginge Karmelis de Silva, deceased No. 7,848. of Koddamunai, Batticaloa.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge, Galle, on January 23, 1939, in the presence of G. W. L. de Silva, Proctor, Galle, on the part of the petitioner, Robert Charles Wijenayaka of Nupe, Matara; and the affidavit of the said petitioner dated October 6, 1938, having been read :

It is declared that the said petitioner, Robert Charles Wijenayaka of Nupe, Matara, is entitled to have letters of administration issued to him accordingly, unless the respondent, Ginge Richard Walter de Silva or any person interested shall, on or before March 10, 1939, show sufficient cause to the satisfaction of this court to the contrary.

January 23, 1939.

N. M. BHARUCHA,  
District Judge.

The foregoing *Order Nisi* is hereby extended and re-issued for April 5, 1939.

March 10, 1939.

N. M. BHARUCHA,  
District Judge.

The foregoing *Order Nisi* is hereby extended and re-issued for May 29, 1939.

April 5, 1939.

N. M. BHARUCHA,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Perampalam Sinnappu of Vaddukkodda West, deceased. No. 728. . . . .

Sinnappu Perampalam of Vaddukkodda West . . . . . Petitioner.

(1) Nagamuttu, widow of Perampalam Sinnappu of Vaddukkodda West, and (2) Sinnappu Vaithilingam of ditto, presently Permanent Way Overseer Railways, Batu Arang, F. M. S. . . . . Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on April 11, 1939, in the presence of Mr. R. Sivagurunather, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated April 10, 1939, having been read : It is declared that the petitioner is a son of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before June 2, 1939, show sufficient cause to the satisfaction of this court to the contrary.

April 26, 1939.

C. COOMARASWAMY,  
District Judge.

30 In the District Court of Puttalam.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of No. 737. Rajapakse Mudianselage Banda, late of Lasiniyawa in the Puttalam District, deceased.

Between  
Abeyaratne Herath Mudianselage Kiri Bandage Dingiri Amma of Lasiniyawa . . . . . Petitioner.

And

(1) Punchiralage Menikrala, (2) Kiri Banda Vel-Vidane, (3) Appuhamige Kirihamy, (4) Raughamy, ex-Vidane, (5) Wamuhamige Havadyhamy, all of Lasiniyawa . . . . . Respondents.

THIS matter coming on for disposal before M. L. D. Caspersz, Esq., Additional District Judge of Puttalam on April 18, 1939, on the motion of Mr. H. S. Ismail, Proctor, on the part of the petitioner, and the petition of the petitioner dated April 18, 1939; and affidavit dated March 24, 1939, having been read: It is ordered that the above-named petitioner, Abeyaratne Herath Mudianselage Kiri Bandage Dingiri Amma be and she is hereby appointed administratrix of the estate of the above-named deceased, Rajapakse Mudianselage Banda and that letters of administration be accordingly issued to her, unless the respondents above named or any other person or persons interested in the matter of this application shall, on or before May 30, 1939, show sufficient cause to the contrary.

April 18, 1939.

M. L. D. CASPERSZ,  
Additional District Judge.

36 In the District Court of Puttalam.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of No. 739. Muhammad Mohideen Marikar, son of Sekathy Marikar, late of Pirathapyanan Pattinam in South India, deceased.

Muhammad Mohideen Marikar Muhammad Abdulla of Kalpitiya . . . . . Petitioner.

And

(1) Muhammad Asiya Umma, (2) Rahmath Beevy, (3) Varusa Muhammad, (4) Salha Umma, the 2nd, 3rd and 4th named respondents minors appearing by their proposed guardian, *ad litem* the 1st respondent, all of Pirathapyanan Pattinam in South India . . . . . Respondents.

THIS matter coming on for disposal before M. L. D. Caspersz, Esq., Additional District Judge of Puttalam on April 18, 1939, on the motion of Mr. H. S. Ismail, Proctor, on the part of the petitioner, and the petition of the petitioner dated April 13, 1939; and affidavit dated April 11, 1939, having been read: It is ordered that the above-named Muhammad Asiya Umma the 1st respondent be and she is hereby appointed guardian *ad litem* over the minors, the 2nd, 3rd, and 4th respondents above named and that the above-named petitioner, Muhammad Mohideen Marikar Muhammad Abdulla be and he is hereby appointed administrator of the estate of the above-named deceased, Muhammad Mohideen Marikar, son of Sekathy Marikar and that letters of administration be accordingly issued to him, unless the respondents above named or any other person or persons interested in the matter of this application shall, on or before May 30, 1939, show sufficient cause to the contrary.

April 18, 1939.

M. L. D. CASPERSZ,  
Additional District Judge.