



THE

# CEYLON GOVERNMENT GAZETTE

---

No. 8,466 — FRIDAY, JULY 21, 1939.

---

*Published by Authority.*

## PART II.—LEGAL.

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

	PAGE		PAGE
Passed Ordinances .. .. .	—	Supreme Court Notices .. .. .	—
Draft Ordinances .. .. .	704	District and Minor Courts Notices .. .. .	706
List of Jurors and Assessors .. .. .	—	Notices in Insolvency Cases .. .. .	706
Governor's Ordinances .. .. .	—	Council of Legal Education Notices .. .. .	—
List of Notaries .. .. .	—	Notices of Fiscals' Sales .. .. .	707
Notifications of Criminal Sessions of the Supreme Court .. .. .	—	Notices in Testamentary Actions .. .. .	710
		Miscellaneous .. .. .	—

PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

## DRAFT ORDINANCES.

## MINUTE.

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

**An Ordinance to make provision for the Public and Railway Services and the Electrical Undertakings for the financial year 1939-40, to authorise the payment by way of advance out of Revenue of moneys required during that financial year for specified purposes, and to provide for the refund of such moneys to Revenue.**

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 Appropriation Ordinance, No. of 1939.

Appropriation for financial year 1939-40.

2 Without prejudice to any other law authorising any expenditure, sums not exceeding one hundred and three million three hundred and sixty-six thousand two hundred and forty-five rupees, nineteen million three hundred and seventy-one thousand three hundred and twenty-eight rupees, and three million two hundred and eighty-two thousand five hundred and ninety-two rupees, are hereby declared to be payable out of the revenue and other funds of the Island, the Ceylon Government Railway, and the Electrical Undertakings, respectively, for the service of the financial year beginning on October 1, 1939, and ending on September 30, 1940; and the said sums may be expended as specified in the First, Second and Third Schedules, respectively.

Schedules I., II., and III.  
Payment from and refund to revenue of advances for purposes specified in Schedule IV.

3 (1) In addition to the sums mentioned in section 2, sums not exceeding five million nine hundred and fifty thousand one hundred and twenty rupees in the aggregate are hereby declared to be payable by way of advance out of the revenue and other funds of the Island, during the financial year referred to in that section, for the purposes enumerated in the Fourth Schedule.

(2) Where the total sum paid under sub-section (1) by way of advance during the financial year beginning on October 1, 1939, and ending on September 30, 1940, has not been refunded to revenue out of the proceeds of any loan authorised to be raised under any written law, that sum or so much thereof as has not been so refunded shall be, and is hereby declared to be, payable out of the revenue and other funds of the Island for the service of the financial year beginning on October 1, 1944, and ending on September 30, 1945, in addition to any other sums that may by law be payable, or may by any written law hereafter enacted be declared to be payable, for the service of that financial year.

## SCHEDULE I.

## Sums payable out of the Revenue of the Island.

	Rs.
1. His Excellency the Governor .. .. .	163,183
2. Supreme Court .. .. .	467,623
3. State Council .. .. .	480,696
4. Audit Office .. .. .	536,984
5. Chief Secretary .. .. .	233,765
6. Civil Service .. .. .	474,237
7. Clerical Service .. .. .	51,000
8. Ceylon Royal Naval Volunteer Reserve .. .. .	100,204
9. Ceylon Defence Force .. .. .	1,283,054
10. Other Defence Expenditure .. .. .	69,350
11. Coast Lights .. .. .	24,187
17. Legal Secretary .. .. .	102,174
18. Attorney-General .. .. .	261,017
19. Legal Draftsman .. .. .	95,059
20. Public Trustee .. .. .	123,116
21. District Courts .. .. .	830,330
22. Courts of Requests and Magistrates' Courts .. .. .	497,592
23. Village Tribunals .. .. .	316,998
24. Fiscals .. .. .	871,423
30. Financial Secretary .. .. .	23,993
31. Treasury .. .. .	398,234
32. Public Debt .. .. .	29,200
33. Pensions .. .. .	1,793,250
34. Widows' & Orphans' Pension Office .. .. .	25,010
35. Exchange .. .. .	100,000
36. Currency .. .. .	320,650
37. Loan Board .. .. .	11,852
38. Government Stores .. .. .	270,288
39. Government Press .. .. .	657,514

	Rs.
40. Department of Income Tax, Estate Duty and Stamps .. .. .	460,485
41. Customs .. .. .	800,834
42. Miscellaneous Services .. .. .	854,750
48. Minister of Home Affairs .. .. .	50,810
49. Provincial Administration .. .. .	3,618,678
50. Excise Department .. .. .	1,503,568
51. Police .. .. .	3,770,661
52. Prisons .. .. .	893,216
53. Government Analyst .. .. .	82,388
54. Zoological Gardens .. .. .	42,419
60. Minister of Agriculture and Lands .. .. .	48,819
61. Commissioner for Development of Agricultural Marketing .. .. .	129,817
62. Appeal Board (Land Settlement Ordinance) .. .. .	580
63. Land Commissioner .. .. .	582,975
64. Land Settlement Department .. .. .	428,793
65. Survey Department .. .. .	3,034,080
66. Department of Agriculture .. .. .	1,739,283
67. Forest Department .. .. .	653,597
68. Registrar of Co-operative Societies .. .. .	221,104
69. Irrigation Department .. .. .	1,159,528
70. Irrigation Annually Recurrent .. .. .	401,000
71. Irrigation Extraordinary .. .. .	447,580
77. Minister of Local Administration .. .. .	26,035
78. Commissioner of Local Government .. .. .	2,810,533
79. Valuation Department .. .. .	69,452
80. Commissioner of Motor Transport .. .. .	153,025
81. Salt Department .. .. .	530,747
82. Department of Mineralogy .. .. .	48,656
83. Department of Fisheries .. .. .	75,493
84. Schemes assisted by the Colonial Development Fund .. .. .	20,033
90. Minister of Health .. .. .	30,970
91. Quarantine .. .. .	346,961
92. Medical and Sanitary Services .. .. .	12,889,829
93. Medical College .. .. .	223,073
94. Ayurvedic Medicine .. .. .	62,500
100. Minister of Labour, Industry and Commerce .. .. .	46,919
101. Registrar-General .. .. .	840,670
102. Director, Tourist Bureau .. .. .	88,307
103. Director of Commerce and Industries .. .. .	727,253
104. Controller of Labour .. .. .	916,307
110. Minister of Education .. .. .	41,030
111. Education .. .. .	19,543,190
112. University College .. .. .	647,471
113. Archaeological Department .. .. .	132,552
114. Colombo Museum .. .. .	119,358
120. Minister of Communications and Works .. .. .	49,540
121. Colombo Port Commission .. .. .	2,817,100
122. Ports other than Colombo .. .. .	51,681
123. Post Office and Telegraphs .. .. .	7,371,774
124. Public Works Department .. .. .	1,841,542
125. Public Works Annually Recurrent .. .. .	4,664,256
126. Public Works Extraordinary .. .. .	2,307,764
127. Civil Aviation .. .. .	49,301
128. Railway Department .. .. .	2,871,328
129. Electrical Installations in Government buildings .. .. .	414,647
	94,366,245
135. Transfer to General Reserve and Special Contribution to Sinking Fund .. .. .	9,000,000
	103,366,245

## SCHEDULE II.

Sums payable out of the Revenue of the Ceylon Government Railway.

	Rs.
1. Ordinary working expenditure of the Railway .. .. .	19,371,328
2. Interest payable to the Revenue of the Island on advances .. .. .	—
3. Annuities payable to the Revenue of the Island on Loans .. .. .	—
	19,371,328

## SCHEDULE III.

Sums payable out of the Revenue of the Electrical Undertakings.

	Rs.
1. Ordinary working expenditure of the Electrical Undertakings .. .. .	2,007,849
2. Interest payable to the Revenue of the Island on advances .. .. .	15,000

	Rs.
3. Annuities payable to the Revenue of the Island on Loans .. .. .	685,711
4. Transfer to Reserve, Extensions and Renewals Fund .. .. .	574,032
	3,282,592

## SCHEDULE IV.

Sums payable by way of advance out of the Revenue of the Island:

	Rs.
1. Loan Fund Expenditure .. .. .	5,950,120
	5,950,120

*Objects and Reasons.*

This Bill makes provision for expenditure, not covered by other law, on the Public and the Railway Services and the Electrical Undertakings of the Island for the financial year 1939-40, for payment by way of advance out of Revenue of moneys required during that financial year for specified purposes, and for the refund of such moneys to Revenue.

In accordance with Article 59 (1) of the Ceylon (State Council) Order in Council, 1931, provision is not made in this Bill for sums which are already authorised by law, amounting to Rs. 25,287,416 in the aggregate, as detailed under the appropriate Heads in the Estimates.

D. B. JAYATILAKA,  
Minister of Home Affairs and Leader of the  
Colombo, July 19, 1939. State Council.

## DISTRICT AND MINOR COURTS NOTICES.

### List of Uncertified Insolvents for the Half-year ended June 30, 1939.

In the District Court of Nuwara Eliya.

Nil.

District Court,  
Nuwara Eliya, July 8, 1939.

HERBERT S. ROBERTS,  
District Judge.

### Return of Testamentary Cases under Official Administration for the Half-year ended June 30, 1939.

In the District Court of Nuwara Eliya.

Nil.

The District Court,  
Nuwara Eliya, July 8, 1939.

HERBERT S. ROBERTS,  
District Judge.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,386. In the matter of the insolvency of Aluthdeniya Martin Mohandiramage of 83, Bridge street, Slave Island, Colombo.

WHEREAS the above-named A. M. Muhandiramage has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by A. C. Rodrigo of "Lexford," Nugegoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. M. Muhandiramage insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 10, 1939. Secretary.

In the District Court of Colombo.

No. 5,387. In the matter of the insolvency of Watumullage Daniel Fernando of 32A, Fraser avenue, Dehiwala.

WHEREAS the above-named W. D. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by E. Jayasuriya of Kollupitiya, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said W. D. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 10, 1939. Secretary.

In the District Court of Colombo.

No. 5,388. In the matter of the insolvency of Gregory Andrew Lawrence of 174, Castle street, Colombo.

WHEREAS the above-named G. A. Lawrence has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by F. A. Pereira of Heatherdale, MacCarthy road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said G. A. Lawrence insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 10, 1939. Secretary.

In the District Court of Colombo.

No. 5,389. In the matter of the insolvency of Charles Winston Karunaratna of 139, St. Michael's road, Colpetty.

WHEREAS the above-named C. W. Karunaratna has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Leo Matcher

of Kollupitiya, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said C. W. Karunaratna insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 12, 1939. Secretary.

In the District Court of Colombo.

No. 5,390. In the matter of the insolvency of Mohamed Sally Mohamed Zahir of 271, Bloemendahl road, Colombo.

WHEREAS the above-named M. S. M. Zahir has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. D. M. Hussain of 39, Wilson street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. S. M. Zahir insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 13, 1939. Secretary.

In the District Court of Colombo.

No. 5,391. In the Matter of the insolvency of Eloy Cuthbert Misso of 182, Norris Canal road, Colombo.

WHEREAS the above-named E. C. Misso has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by T. V. K. Carron of Bambalapitiya in Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said E. C. Misso insolvent accordingly; and that two public sittings of the court, to wit, on August 29, 1939, and on September 12, 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,  
July 14, 1939. Secretary.

In the District Court of Negombo.

Insolvency In the matter of the insolvency of Don Jurisdiction. David Jayasekera of Negombo.  
No. 231.

NOTICE is hereby given that on the application of Mr. H. de Z. Siriwardana, Proctor, for petitioning creditor the prayer of the petitioner to adjudge Don David Jayasekera as an insolvent has been dismissed and the proceedings declared annulled.

By order of court, D. J. JAYASUNDERA,  
July 13, 1939. Secretary.

In the District Court of Galle.

No. 717. In the matter of the insolvency of William Henry de Silva of Walahanduwa in Galle.

WHEREAS William Henry de Silva of Walahanduwa in Galle has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the insolvency Ordinance: 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 August 25 and September 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,  
July 13, 1939. Secretary.

## NOTICES OF FISCALS' SALES.

### 39 Western Province.

In the District Court of Colombo.

Alfred Benjamin Gomes of Woodlands, Pickering's road, Colombo . . . . . Plaintiff.  
No. 9,203. Vs.

(1) Vidanelage Adeline Christina de Silva (*nee* de Mel, wife of) (2) Lindamulage John Samuel Walter de Silva, both of Kaldemulla, Moratuwa . . . . . Defendants.

NOTICE is hereby given that on Monday, August 21, 1939, at 3 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bonds Nos. 1,939 dated June 11, 1936, attested by J. M. Pereira, Notary Public, and No. 126 dated May 20, 1938, attested by C. S. de S. Seneviratne, 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 April 26, 1939, for the recovery of the sum of Rs. 1,343.75, together with interest at 15 per cent. per annum on Rs. 1,250 from October 12, 1938, to February 3, 1939, and thereafter at 9 per cent. per annum on the aggregate amount of the decree till payment in full and cost of suit, viz. :—

An undivided half share of all that eastern portion of all those contiguous lands called Madangahawatta, Liyanagewatta, Pedurugewatta, and Dombagahawatta, together with the buildings thereon, situated at Kaldemulla in Moratuwa in the Pallepattu of Salpiti korale in the District of Colombo, Western Province, which said eastern portion of the same land is bounded on the north by a remaining portion of the same land and land of Merennage Silvestri Fernando, on the east by land belonging to Abraham De Mel and K. Don Bastian Fernando, on the south by land belonging to K. Don Bastian Fernando and a remaining portion of the same land, and on the west by a remaining portion of the same land; containing in extent 1 rood 16 5/100 perches according to the figure of survey No. 384 dated June 4, 1898 made by M. W. Cooray, Licensed Surveyor. Prior registration M. 356/224.

Fiscal's Office, B. M. CHRISTOFFELSZ,  
Colombo, July 19, 1939. Deputy Fiscal.

In the District Court of Colombo.

A. V. R. M. S. P. Ramasamy Chettiar of Ambegamuwa road in Grandpass presently of Colombo . . . . . Plaintiff.  
No. 9,780. Vs.

R. S. Bocks of 80, Hulftsdorp street, Colombo . . . . . Defendant.

NOTICE is hereby given that on Friday, August 11, 1939, at 3 P.M. will be sold by public auction at 80, Hulftsdorp street, Colombo, the following movable property for the recovery of the sum of Rs. 420 and ordered damages at Rs. 70 per month from February 1, 1939, less a sum of Rs. 210 and costs fixed at Rs. 125 and costs of execution if any (less a further sum of Rs. 275 paid by the defendant), viz. :—

1 glass almirah, 1 almirah, 1 writing table, 3 bentwood chairs, 2 racks, 3 ruling machines, 1 Electric printing machine, 1 foot printing machine, 1 large paper cutting machine, 7 cases with types, 1 large press, 1 small press, 11 tables, 1 wooden book press, 3 wall clocks, 1 low chair, 6 cushioned low chairs, 1 cushioned chair, 3 ditto. settees, 1 whatnot, 2 easy chairs, 1 perforating machine, 1 dining table, 1 lot sundries.

Fiscal's Office, B. M. CHRISTOFFELSZ,  
Colombo, July 19, 1939. Deputy Fiscal.

In the Court of Requests Colombo.

Moona Appavoo Pillai of 75, Sea street, Colombo . . . . . Plaintiff.  
No. 50,274. Vs.

(1) I. Perera of 10, Peiris avenue, Bambalapitiya, Colombo, and another . . . . . Defendants.

NOTICE is hereby given that on Tuesday, August 22, 1939, at 3.30 P.M., will be sold by public auction at the premises the right, title and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 227.60, with interest on Rs. 200 at 18 per cent. per annum from January 10, 1939, till date of decree (March 28, 1939) and thereafter legal interest on the aggregate amount till payment in full, and costs Rs. 32.25, viz. :—

All that allotment of land bearing assessment Nos. 3160/174, 3160A/174, presently bearing assessment Nos. 851 Alutmawatta road, and Nos. 81, 97 and 99, St. John's way

Mutwal within the Municipality and District of Colombo, Western Province; and bounded on the north and north-east by property belonging to the Church of St. John the Baptist and property of Elias de Silva, South-east by Alutmalawatta road, south-east by dewata road, north-west by properties of Sedakaarachige Gregoris Silva and Johannis de Soysa containing in extent 1 acre and 30 perches and registered under A 256/49.

Fiscal's Office,  
Colombo, July 19, 1939.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Kalutara.

(1) Beatrice Perdita Fernando Jayawardena and her husband, (2) Warnakulasuriya John Fernando, both of Tambarawila ..... Plaintiffs.  
No. 15,519.

(1) Don William Abeywickrama of D. W. Pansala road, Kalutara, (3) Halowitige Julia of Magalkanda, ..... Defendants.

NOTICE is hereby given that on Tuesday, August 29, 1939, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property for the recovery of Rs. 356.56.

1. The soil, buildings and everything else standing thereon of lot No. 2 belonging to the plaintiff as per plan No. 446 made by W. P. Wickromasinghe, Surveyor, of the land called Galagahamullewatta situated at Magalkanda in Maggon badda of the Kalutara totamune, in the District of Kalutara, Western Province; and which said lot No. 2, is bounded on the north by the field called Totamullewatta, east by lots Nos. 1, 2A and 4, south by the field called Totamullewatta, and on the west by Totamullewatta; and containing in extent 7 acres 3 roods and 36.6 perches.

Deputy Fiscal's Office,  
Kalutara, July 17, 1939.

A. W. ROSA,  
Deputy Fiscal.

In the District Court of Kalutara.

Mututantrige Albert Cooray of Wattalpola in Panadure ..... Plaintiff.  
No. 20,413.

Vs.

(1) Waduge Selestina Perera, (2) Kudatelge Janis Peiris, (3) ditto Anjala Peiris, (4) ditto Catherina Peiris, all of Maha-Wadduwa ..... Defendants.

NOTICE is hereby given that on Saturday, August 19, 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 defendants in the following property for the recovery of Rs. 300 and damages at Rs. 25 per month from May 1, 1937, till April 23, 1938, and costs Rs. 430.85, viz. :—

The soil, trees, plantations and the entirety of the two tiled houses bearing Nos. 107 and '99, standing thereon of the land called Parangiyagodella, situated at Welapura Kalutara in Kalutara badda of the Kalutara totamune in the District of Kalutara, Western Province; and bounded on the north by the high road, east by Gederawatta belonging to G. Don Andris, south by a portion of the same land and the land wherein the P. W. D. lines stand, and on the west by the high road; and containing in extent 2 roods and 15 perches.

Deputy Fiscal's Office,  
Kalutara, July 14, 1939.

A. W. ROSA,  
Deputy Fiscal.

In the Court of Requests of Colombo.

A. K. A. Kalyanasunderam Chettiar of 36, Sea street, Colombo ..... Plaintiff.  
No. 45,109.

Vs.

(1) M. C. Coniah of 224, Hulftsdorp street, Colombo, (2) R. Muttusamy of Hulftsdorp, Colombo .... Defendants.

NOTICE is hereby given that on Wednesday, August 16, 1939, at 3.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 220 with interest on Rs. 200 at 18 per cent. per annum from August 1, 1937, till September 15, 1938, and thereafter at 9 per cent. per annum on the aggregate till payment in full and costs Rs. 37.25 less Rs. 75, viz. :—

All that allotment of land called Tudugalawatarana alias Irianglawatarana, situated at Tudugala in Iddagoda pattu of Pasdun korale west, in the District of Kalutara, Western Province; and bounded on the north by the land belonging to the Crown, on the north-east, east, and south-east by Eriangala-ela, a Crown land and land claimed by

the villagers, and on the south by the land belonging to the Crown and Iriangala-ela, and on the south-west, west, and north-west by land belonging to the Crown; and containing in extent 107 acres 2 roods and 36 perches as per plan No. 5,526 dated September 14, 1861, made by D. A. Ewatt, Surveyor-General.

Deputy Fiscal's Office,  
Kalutara, July 14, 1939.

A. W. ROSA,  
Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

(1) Pana Lana Sawanna Sathappa Chettiar (dead), (2) Pana Lana Sawanna Ramanathan Chettiar, both of Gampola ..... Plaintiffs.

And

Sawanna Letchimanen Chettiar, administrator of the estate of 1st plaintiff, deceased ..... Substituted plaintiff.  
No. 46,445.

Vs.

(1) T. B. Mampitiya (deceased) executor of the last will and testament of Pilimatalawwe Rajakaruna Navaratne Seneviratne Appuhamy, Handaranayake Mudian-selage Tikiri Banda Pilimatalawwe, deceased, (2) Kuda Banda Pilimatalawwe, (3) H. B. Boange, both of Pilimatalawwe ..... Defendants.

And

Richard Benjamin Ratnake, Secretary of the District Court of Kandy, official administrator of the estate of Tikiri Banda Pilimatalawwe, deceased ..... Substituted defendants.

NOTICE is hereby given that on Saturday, August 12, 1939, at 2 p.m., will be sold by public auction at the premises the right, title, and interest of the said Tikiri Banda Pilimatalawwe, deceased, for the recovery of the balance sum of Rs. 879.75 which the 2nd plaintiff and the substituted plaintiff have recovered against the substituted defendant as official administrator of the estate of Tikiri Banda Pilimatalawwe, deceased, in the following property, viz. :—

The land called Bulukandegodakena of 5 acres and 5 perches in extent, situate at Embilmeegama in Medapalata of Yatinuwera, in the District of Kandy, Central Province; and bounded on the east by ditch of Urapolagedarawatta, south by Uduwuera Rateima, west by wela, and north by Urapolagedera Appuhamy's land, together with everything thereon.

Fiscal's Office,  
Kandy, July 8, 1939.

H. C. WIJESINGHA,  
Deputy Fiscal.

### Southern Province.

In the District Court of Colombo.

A. L. S. T. L. R. M. Ramanathan Chettiar of Devakottai, Ramnad District, South India ..... Plaintiff.  
No. 22,941.

Vs.

(1) B. Emanuel, Secretary of the District Court of Jaffna, official administrator of the estate of the late A. R. A. R. S. M. Somasunderam Chettiar, deceased, (2) M. J. Harding, (3) H. D. Thornton ..... Substituted defendants.

NOTICE is hereby given that on Tuesday, August 15, 1939, commencing at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. All that allotment of land called Kottegodakande with all the plantations and buildings standing thereon, situate at Ihala Keembiya in the Gangaboda pattu of the Galle District, Southern Province; bounded as per plan No. 294,322 dated July 14, 1923, authenticated by the Surveyor-General, south by land in T. P. No. 228,929 and all other sides by Crown land; containing in extent 13 acres 3 roods and 36 perches.

2. All that allotment of land called Kokattiyawalagoda (with all the plantations thereon), situate at Wanduramba in the Gangaboda pattu aforesaid; and bounded as per T. P. No. 300,569 dated March 19, 1914, authenticated by the Surveyor-General, on the north by Crown land and land claimed by natives, east by lot 3,319 in P. P. 9,743 and reservation along the foot path, south by reservation along road and land in title plan No. 299,575, and west by land claimed by natives and lot 3,318 in P. P. 9,742; in extent 1 acre 2 roods and 21 perches.

3. All that allotment of land called Kokattiyawalagoda with all the plantations thereon, situated at Wanduramba aforesaid; bounded as per title plan No. 301,472 dated May 11, 1914, authenticated by the Surveyor-General, on the north by land claimed by natives, east by land in T. P. No. 193,924, south by a reservation for a path, and west by reservation along the foot path in extent 2 roods and 19 perches.

4. All that allotment of land called Kokattiyawela-addera-owita with all the plantations thereon, situated at Wanduramba aforesaid; and bounded as per title plan No. 301,470 dated May 11, 1924, authenticated by the Surveyor-General, on the north and east by land in title plan No. 300,569, south and west by land claimed by natives; containing in extent 9 perches.

5. All that allotment of land called Kokattiyawelagoda-owita with all the plantations thereon, situated at Wanduramba aforesaid; bounded as per T. P. 301,471 dated May 11, 1914, authenticated by the Surveyor-General, on the north and west by a reservation for a path, east by land in title plan No. 194,924, south by a reservation along the road; in extent 1 rood and 7 perches.

6. All that allotment of land called Kottegodakanda with all the plantations and buildings thereon at Ihala Keembiya aforesaid; and bounded as per T. P. No. 228,929 dated September 27, 1905, authenticated by the Surveyor-General, on the north by lots 3,961 and 3,960 in P. P. 2,445, east by Crown land, south by land claimed by natives and a water course, and west by land claimed by natives and Crown land; containing in extent 18 acres 1 rood and 8 perches.

7. An allotment of land called Keenwalagodakanda in Ihala Keembiya aforesaid; bounded on the west by Keenagahahelewatta claimed by D. S. Dines, and on all the other sides by Keenagahawela Kanda said to be Crown; in extent 11 acres and 29 perches.

8. An allotment of land called Deiyandarakanda in Lelwala village in the Gangaboda pattu aforesaid; bounded on the north by T. P. S. 216,498, 295,891 and 295,892, east by Deiyandaralanda said to be Crown, south by reservation along the Deiyandara-ela, west by reservation along the path Gesagahawatta claimed by L. P. M. Siyadonis and Deiyandarakanatte claimed by N. T. Bastian; containing in extent 2 acres.

Writ amount Rs. 34,581.69, with interest thereon at 9 per cent. per annum from March 9, 1927, till payment in full and costs.

Fiscal's Office,  
Galle, July 14, 1939.

T. D. S. DHARMASENA,  
Deputy Fiscal.

### Eastern Province.

In the District Court of Trincomalee.

Hetty Arachige Henrick Singho of Tamblegam .. Plaintiff.

No. 2,237. Vs.

(1) Sabaretna Kurukkal Appathurai Iyer, (2) and wife Paruwathy Ammal, both of Division No. 2, Trincomalee, presently of Kathirasan Kovil, Gampola ..... Defendants.

NOTICE is hereby given that on Saturday, August 12, 1939, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property mortgaged with the plaintiff by title plan No. 328 dated October 31, 1935, attested by Mr. E. Vishiah of Trincomalee, Notary Public, and declared specially bound and executable under the decree entered in the above case, and ordered to be sold by order of court dated May 12, 1939, for the recovery of the sum of Rs. 2,071.50 with interest on Rs. 1,500 at 12 per cent. per annum from January 4, 1939, to February 9, 1939, and thereafter at 9 per cent. per annum till payment in full on the aggregate amount provided such interest does not exceed Rs. 928.50 and costs Rs. 143.16, Fiscal's fees and charges and poundage, viz. :-

All that piece of land bearing assessment No. 285, situated at Division No. 2, Trincomalee Town, Trincomalee District, Eastern Province, together with a newly built house and other buildings standing thereon with coconut trees and other plantations and share in the well, well-sweep and posts and all other rights relating thereto. Bounded on the north-east and south-west by roads, south-east by the land belonging to Chellappa Thuraiyappa and wife Ponnamma, north-west by the land, and house belonging to Sabaratnam Kurukkal Sambasiva Iyar. In extent north-east 48 feet, south-east and north-west 110 feet each, south-west 46 feet. Registered A 10/269.

Deputy Fiscal's Office,  
Trincomalee, July 12, 1939.

B. VRASPILLAI,  
Additional Deputy Fiscal.

### 33. North-Western Province.

In the District Court of Chilaw.

Ganegodago Paulis Perera Appuhamy of Dehiwala in Colombo District ..... Plaintiff.

No. 11,129. Vs.

Adikari Mudiyanse Lago Theloni Appuhamy of Pothuwatawana ..... Defendant.

NOTICE is hereby given that on Saturday, August 26, 1939, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 492.17, with further interest on Rs. 1,176.60 at 20 per cent. per annum from October 27, 1937, till February 14, 1938, and thereafter with legal interest on the aggregate amount from February 14, 1938, till payment in full and costs of action, being balance amount due under the said decree and poundage, viz. :-

1. All that land called Serugahamulahena, situated at Yayemulla in Medapattu korale west of Katugampola Hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Kebellawalahenyaya, east by land of Davith Naide, south by land of William Naide, west by land of Davith Naide; containing in extent about 6 acres, together with the trees, plantations and buildings thereon.

An undivided  $\frac{1}{2}$  share of the land called Kebellawalahena, situated at Yayemulla aforesaid; and bounded on the north by cart road, east by cart road, south by Serugahamulahena, west by Kebellawalahenyaya; containing in extent about 8 acres, together with the trees, plantations and buildings thereon.

Fiscal's Office, Kurunegala, July 18, 1939. G. J. PERERA, Additional Deputy Fiscal.

In the District Court of Kurunegala.

(1) Sena Crishnappa Chettiar of Narammala by his attorney, (2) P. L. Sattayeppen Chettiar of Narammala ..... Plaintiffs.

No. 19,161. Vs.

(1) Sathkumara Mudiyanse Lago Herat Singho, (2) ditto Ran Menika, both of Kirigahapitiya, (3) ditto Podi Menika of Gampola, (4) ditto Kiri Menika of Kuridippuwa, (5) ditto Kanapathuhamy, (6) ditto Gunarathamy, (7) ditto Wimala Raju, (8) ditto Kiri Banda, (9) ditto Peter Singho, (10) ditto Piyatilake, (11) ditto Ran Menika, (12) ditto Mudalihamy, (13) ditto Puchi Banda, (14) ditto Kirihamy, all of Kirigahapitiya, (15) S. M. D. Ran Menika, (16) Sathkumara Mudiyanse Lago Herat Singho of Kirigahapitiya, (17) ditto Puchi Banda of ditto ..... Defendants.

NOTICE is hereby given that on Saturday, August 19, 1939, commencing from the 1st land at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 263.68 being *pro-rata* costs, and poundage, viz. :-

1. All that divided portion marked lot Y in plan No. 1,316 dated September 10, 1938, made by Mr. G. A. de Silva, Licensed Surveyor; containing in extent 7 acres 3 roods and 11 perches from and out of the land called Kirigahapitiyamukalana, situated at Kirigahapitiya in Katugampola korale north of Katugampola hatpattu in the District of Kurunegala, North-Western Province, and which said divided portion marked lot Y is bounded on the north by Thimbirigahahena and Meegahahena, east by Dambagahahena Makolahena, Meegahamulahena and garden of Kapuhamy, south by limit of Kongahawatta and Puranawatta, west by lot X, with the plantations and everything thereon.

2. All that divided portion marked lot Z in the plan above referred to; containing in extent 6 acres and 25 $\frac{3}{4}$  perches, from and out of the land called Kirigahapitiyamukalana, situated at Kirigahapitiya aforesaid; and which said divided portion marked lot Z is bounded on the north by Thimbirigahahena and Meegahahena, east by lot X, south by limit of Kongahawatta and Puranawatta, west by Pilahenayahena, with the plantations and everything thereon.

Fiscal's Office, Kurunegala, July 18, 1939. G. J. PERERA, Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

Arthur Wijetilaka of Ratnapura ..... Plaintiff.  
No. 6,599. Vs.

P. R. Alias K. H. Nambuhonaya of Panapitiya .. Defendant.

NOTICE is hereby given that on Friday, August 11, 1939, commencing at 2 o'clock in the afternoon, will be sold by public auction at the undermentioned premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 1,677-27½, with legal interest on Rs. 1,550 from January 1, 1932, till July 14, 1938, and thereafter with legal interest on the aggregate till payment in full and pounce.

1. All that the allotment of land called and known as Udaekande Gallenagawadeniya, situate at Gabbela in Pannil pattu of Atakalan korale in the District of Ratnapura of the Province of Sabaragamuwa; and bounded on the north by Gabbela-ela, east by Uda Okandeowita, south and west by Gallenagawahena; containing in extent about 5 kurunies of paddy sowing; and registered in F 80/92.

2. All that the allotment of land called and known as Dingittawatta, situate at Gabbela aforesaid; and bounded on the north by Gabbela-ela, east by Kolodiyawalagawahena, south by Gabbela Radagewatta, west by Kiulewatta; and containing in extent about 8 seers of kurakkan sowing; and registered in F 59/205.

3. All that the field called and known as Moragala Cumbura, situate at Gabbela aforesaid; and bounded on the north by Godakele and Wella, east by Balangodage Cumbura, south by Medagama Ettange Cumbura and Godakele, west by Kitulkandiya and Depawella; containing in extent about 12 kurunies of paddy sowing; and registered in F 48/325.

4. All that the land called and known as Katuwane yayewatta in extent about 10 seers of kurakkan sowing and bounded together with Katuwaneyayewattelena, in extent about two pelus of paddy sowing; on the north by ganga, east by Udagangoda Ettannehena, south by Kiraberiychena and Atura, and west by Kekiriwattapansala and agala, situate at Gabbela aforesaid; and registered in F 59/206.

Commencing at 3.30 p.m.

5. All that the land called and known as Gandibewelawela cumbura, situate at Panapitiya in Pannil pattu aforesaid; and bounded on the north by Depawella, east by Mananage cumbura, south by Godakele west by pansalewattelakella; containing in extent about 12 kurunies of paddy sowing; and registered in F 73/256.

6. All these two allotments of land called and known as Halugetennedeniya in extent about 5 kurunies of paddy sowing and Halugetennehena in extent about 16 seers of kurakkan sowing, situate at Panapitiya aforesaid; and together bounded on the north by Galweta, east by Weraheragedeniya, south by Dola, west by Teberumewatta and Godakele; and registered in F 73/257.

7. All that the land called and known as Radagewatta, situate at Panapitiya aforesaid; and bounded on the north by Heendeniyewatta, agala, east by Galweta, south by ganga, west by garden belonging to Ratranhamy; and containing in extent about 8 seers of kurakkan sowing; and registered in F 56/300.

Fiscal's Office,  
Ratnapura, July 13, 1939.

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

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the late Edmund Fernando of Demagoda in Colombo, deceased.  
No. 8,448.

Agnes Perera of Riverside, Peradeniya ..... Petitioner.

And  
(1) Leelawathi Fernando, (2) Agnes Mallika Fernando, (3) Princess Liliya Fernando, (4) Mericia Sujatha Fernando, 1st to 4th respondents are minors, appearing by their guardian ad litem, (5) The Secretary of the District Court of Colombo ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 28, 1939, in the presence of Mr. A. H. Seneviratne, Proctor, on the

part of the petitioner above named; and (1) the affidavit of the said petitioner dated June 20, 1939, (2) of the attesting witnesses dated January 27, 1939, and November 21, 1938, (3) affidavit of the widow of one of the witnesses having been read:

It is ordered that the last will of Edmund Fernando, deceased, of which the original has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the petitioner is one of the executors 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 July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the Secretary of this Court be and he 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.

July 18, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects Jurisdiction. of Eugene Ulric Sisouw of Hunupitiya, No. 8,856. deceased.

William de Vos of Nawala ..... Petitioner.

Vs.

(1) Josephine Victoria Sisouw of Nugegoda, (2) John Claude Sisouw of Naranpita, (3) Lottie May Stork, wife of (4) Ralph Stork both of Gampaha, (5) Godfrey Senaris of Nawala, (6) Dudley Senaris of Nawala, (7) Brenda Marjise Senaris of Nugegoda, (8) Anthony Hillabrandt Sisouw of Rajagiriya, (9) Marconi Hillabrandt Sisouw of Cotta road, Colombo, (10) Baxandall Hillabrandt Sisouw of Rajagiriya, (11) Radley Hillabrandt Sisouw, a minor appearing by his guardian ad litem the 12th, (12) Belinda Sisouw, both of Rajagiriya ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 1, 1939, in the presence of Mr. A. J. A. Driberg, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 31, 1939, having been read:

It is ordered (a) that the 12th respondent be and she is hereby appointed guardian ad litem of the minor the 11th respondent above named, to represent him for all the purposes of this action and (b) that the petitioner be and he is hereby declared entitled, as a friend of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 3, 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 Testament of the late Lilian Olivia Smith of Nugegoda in the District of Colombo, deceased.  
No. 8,857.

THIS matter coming on for final determination before C. Nagalingam Esq., District Judge, Colombo, on June 7, 1939, in the presence of Messrs. Gratiaen & de Rooy, Proctors, on the part of the petitioner, James Allan Smith of Fairline road, Dehiwala; and the affidavits of the said petitioner dated May 30, 1939, and of the attesting witnesses dated May 16, 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 James Allan Smith of Fairline road, Dehiwala, accordingly.

June 29, 1939.

C. NAGALINGAM,  
District Judge.



26 In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Vithanage Cornelis Perera No. S.880. Appuhamy of Hokandara in the Palle pattu of Hewagam korale, deceased.

Nanayakkara Atuluganage Charles Silva of Pepiliyana in the Palle pattu of Salpiti korale . . . . . Petitioner.

Vithanage ~~Cornelis Perera~~ also of Pepiliyana aforesaid . . . . . Respondants.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 20, 1939, in the presence of Mr. D. R. de S. Abhayanayake, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 4, 1939, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the sole heir of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

June 23, 1939.

C. NAGALINGAM,  
District Judge.

19 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 the late Ambegoda Liyanage Dona Cecilia Shomala Hamine of Dehiowita, deceased.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge, Colombo, on June 20, 1939, in the presence of Messrs. Moonesinghe & Jayamaha, Proctors, on the part of the petitioner; Kadugoda Aratchige Don Martinus Perera of Dehiowita; and the affidavits of the said petitioner dated June 14, 1939, and of the attesting witness dated June 9, 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 Kadugoda Aratchige Don Martinus Perera of Dehiowita accordingly.

July 13, 1939.

C. NAGALINGAM,  
District Judge.

29 In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mohottige Lizzie de Silva, late of Rukmale in the Palle pattu of Hewagam korale, deceased.

A. A. de Silva of Rukmale in the Palle pattu of Hewagam korale . . . . . Petitioner.

(1) Mohottige Lizzie Almeida, a person of unsound mind, appearing by his guardian *ad litem*, (2) Omathage Simon Perera of Rukmale, aforesaid . . . . . Defendants.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 27, 1939, in the presence of Mr. S. Gunasekera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 5, 1939, having been read :

It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the 1st respondent above named a person of unsound mind to represent him for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as husband of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

June 28, 1939.

C. NAGALINGAM,  
District Judge.

26 In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mohamed Sheriff, son of Allia Marikar No. S.891. Abbu Sallie, late of Wellawatta, deceased.

Allia Marikar Abbu Sallie of Sri Saranankara road, Wellawatta . . . . . Petitioner.

Ummu Salma, widow of A. K. Dissanayake of Sri Saranankara road, Wellawatta . . . . . Respondent.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 27, 1939, in the presence of Mr. M. E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 22, 1939, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as father of the above named deceased, to have letters of administration to his estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

June 27, 1939.

C. NAGALINGAM,  
District Judge.

30 In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Liyana Mohottige Somawathie Jurisdiction. Cabraal of Talawatuhempita, deceased.

Weeraterapperumage Katcho Silva Hamine of Talawatuhempita . . . . . Petitioner.

(1) Liyana Mohottige Kusumawathi Cabraal, (2) Liyane Mohottige Henry Cabraal, both of Talawatuhempita . . . . . Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 30, 1939, in the presence of Mr. Victor C. Perera, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated June 30, 1939, and (2) five affidavits of the attesting witnesses also dated June 30, 1939, having been read :

It is ordered that the last will of Liyana Mohottige Somawathie Cabraal, 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 July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 6, 1939.

C. NAGALINGAM,  
District Judge.

26 In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Last Will and Testament of John Wilson Hope of Park House Old Hunstanton in the County of Norfolk, England, deceased. Jurisdiction. No. S.900.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 4, 1939, in the presence of Patrick Mervin Duggan of Colombo, Proctor, on the part of the petitioner; Oscar Percy Mount of Colombo; and the affidavits of the said petitioner dated June 30, 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 June 26, 1939, having been read :

It is ordered that the will of the said deceased dated November 5, 1937, 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 sole executor named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

28  
 Testamentary In the Matter of the Last Will and Testament of Noel Worship of 104, Coleherne Court, London S.W. 5 (formerly of Ormesty St. Margaret, Norfolk), deceased.  
 No. 8,901.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 4, 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 June 30, 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 June 26, 1939, having been read: It is ordered that the will of the said deceased dated January 3, 1924, 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 the surviving executor named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

25  
 Testamentary In the Matter of the Last Will and Testament of Constance Mary Brogden of Cookwith, Avereng road, Folkestone the County of Kent, widow, deceased.  
 No. 8,902.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 4, 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 June 30, 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 June 23, 1939, having been read: It is ordered that the will of the said deceased dated April 17, 1905, 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 executrices named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Absolute in the First Instance.*

26  
 Testamentary In the Matter of the Last Will and Testament of the late Nakulugamuwe Gamage Don Stephen de Simon of Zion House, Gampola, deceased.  
 No. 8,906.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge of Colombo, on July 8, 1939, in the presence of Messrs. Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Nakulugamuwe Gamage Don Samuel de Simon of King's Avenue, Bambalapitiya and Nakulugamuwe Gamage Don Walter Sydney de Simon of Gampola; and the affidavit of the said petitioners dated June 7, 1939, an affidavit as to the due execution of the will, original will and Certificate of Death of the above-named deceased, having been read: It is ordered that the will of the said deceased dated July 10, 1933, 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 petitioners are the executors named in the said will and that they are entitled to have probate of the said will issued to them on their paying Estate duty and taking oath of office.

July 13, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

33  
 Testamentary In the Matter of the Intestate Estate of Sri Kavi Lakshana Panhit Korallage Don Chandrasena alias Don Cornelis of Peliyagoda in the Ragam pattu of Alutkuru korale south, deceased.  
 No. 8,907.

Harriet Sri Kavi Lakshana of Bambalapitiya in Colombo ..... Petitioner.

And

- (1) Sri Kavi Lakshana Panhit Korallage Don Thomas Appuhamy of Peliyagoda, (2) Lakshmi Munasinghe wife of Hanath Munasinghe of Dickmans' road, Havelock Town, Colombo, (3) Alice Rodrigo, wife of Francis Rodrigo of Karagastota in Panadura. (4) Helena Thudugala, wife of D. E. S. Thudugala of Sedawatta in Ambatalen Pahala, Alutkuru korale south ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 10, 1939, in the presence of Messrs. Jayasekera & Jayasekera, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 10, 1939, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before August 3, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 18, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

27  
 Testamentary In the Matter of the Last Will and Testament of Jean Ransome Turner of No. 8,911 N.T. Kuruman, Walberswick, Suffolk, England, widow, deceased.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 14, 1939, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Will Hamilton Gourlay of Colombo and the affidavit of the said petitioner dated July 5, 1939, and the power of attorney dated April 6, 1939, and (3) the Order of the Supreme Court dated June 26, 1939, having been read: It is ordered that the will of the said Jean Ransome Turner, deceased, dated April 3, 1933, a certificated copy of which under the Seal of His Majesty's High Court of Justice in England has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Will Hamilton Gourlay is the attorney in Ceylon of the executor named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 14, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

27  
 Testamentary In the Matter of the Last Will and Testament of Laura Jemima Van Geyzel of Inveresk, Rosmead place, Colombo in the Island of Ceylon, spinster, deceased.  
 No. 8,916.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 18, 1939, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Frederick Christopher William van Geyzel of Inveresk, Rosmead place Colombo; and (1) the affidavit of the said petitioner dated July 18, 1939, and (2) the affidavit of the attesting notary of the will dated July 18, 1939, having been read: It is ordered that the will No. 2,173 dated March 18, 1937, and attested by James Aubrey Martensz of Colombo, Notary Public, of the said Laura Jemima van Geyzel, spinster, deceased, the original of which 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 Frederick Christopher William van Geyzel is the executor named in the said

will and that he is entitled to have probated thereof issued to him accordingly, unless any person or persons interested shall, on or before July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 18, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Kalutara.

*Order Nisi declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late Warnakulaarachirallage Don Anthonis, No. 2,794. deceased of Paiyagala.

(1) Ambalangodagurunanselage. Maria Perera, (2) Warnakulaarachirallage Don Joseph Augustine Norbert, (3) ditto Joseph Emanuel, (4) ditto Concie Winifred Stella, (5) ditto Joseph Ignatius, all of Paiyagala, (6) Warnakulaarachirallage Mary Josephine Juliet of Kambalapitiya . . . Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on January 13, 1938, in the presence of Mr. P. A. Coray, Proctor, on the part of the petitioner Weerahennedige Edward Fernando of Kalutara; and the affidavit of the said petitioner dated June 6, 1937, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as brother-in-law of deceased above-named, to have letters of administration to his estate issued to him, unless the respondents or any other person or persons interested shall, on or before February 17, 1938, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said 6th respondent be and she is hereby appointed guardian *ad litem* over the said 2nd to 5th respondents who are minors, for all the purposes of this action, unless the respondents shall, on or before February 17, 1938, show sufficient cause to the satisfaction of this court to the contrary.

January 13, 1938.

W. SANSONI,  
District Judge.

The date for showing cause is extended to July 26, 1939.

W. SANSONI,  
District Judge.

In the District Court of Kalutara.

*Order Nisi declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late Helamba-aratchige Don Uwaneris No. 2,854. Karunaratne, Deputy Registrar of Marriages, deceased, of Tebuwana.

THIS matter coming on for disposal before E. O. C. Vander Gert, Esq., District Judge of Kalutara, on February 23, 1939, in the presence of Messrs. Fernando & Goonetilleka, Proctors on the part of the petitioner Singappuli-aratchige Dona Dona Siriwardena Hamine of Tebuwana; and the affidavit of the said petitioner dated January 18, 1939, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, to have letters of administration to his estate issued to her, unless the respondents—(1) Helamba-aratchige Don Milton Sumanasiri Karunaratne, (2) ditto Dona Lansline Karunaratne, (3) ditto Dona Yasodera Karunaratne, and (4) ditto Dona Emalin Wimala Karunaratne—or any other person or persons interested shall, on or before April 28, 1939, show sufficient cause to the satisfaction of this court to the contrary.

February 23, 1939.

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

The date of showing cause is extended to June 30, 1939.

April 28, 1939.

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

The date of showing is extended to July 28, 1939.

June 30, 1939.

W. SANSONI,  
District Judge.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Ponnahennedige Domingo Thomas Dias, deceased, of Alutgama.

THIS matter coming on for disposal before E. O. C. Vender Gert, Esq., District Judge of Kalutara, on March 23, 1939, in the presence of Mr. A. D. de Fonseka, Proctor, on the part of the petitioner, Wijeratne Mudiyanseleage Dona Josalin Meraya Dias of Alutgama; and the affidavit of the said petitioner dated March 23, 1939, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the late deceased above-named, to have letters of administration to his estate issued to her, unless the respondents (1) Ponnahennedige Bennet Alexander Dias, (2) ditto Nalisi Amara-wathi Dias, and (3) Manikkuthuppahige Edmund Fernando of Moratuwa or any other person or persons interested shall, on or before June 19, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 3rd respondent be and she is hereby appointed guardian *ad litem* over the said 1st and 2nd respondents, who are the minors, for all the purposes of this action, unless the respondents shall, on or before June 19, 1939, show sufficient cause to the satisfaction of this court to the contrary.

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

The date for showing cause against the above *Order Nisi* is extended to July 27, 1939.

W. SANSONI,  
District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate and effect of Rasammah, wife of Appaswamy Sivasambhu of Karainagar East, presently of Kuala Lumpur, F. M. S., deceased.

Appaswamy Sivasambhu of Karainagar East, presently of Kuala Lumpur, F. M. S., by his attorney Appaswamy Nagalingam of Karainagar East . . . . . Petitioner.

(1) Sivasambhu daughter of Sivasambhu, (2) Sivasambu Swaminathan, (3) Arunasalam Sanmugam, all of Karainagar east, the 1st and 2nd respondents, minors by their guardian *ad litem* the 3rd respondent . . . . . Respondents.

THIS matter of the petition of the petitioner above named praying that the above named 3rd respondent be appointed guardian *ad litem* over the minors the 1st and 2nd respondents for the purpose of representing them in these testamentary proceedings and that letters of administration to the estate of the above-named deceased, be granted to the petitioner coming on for disposal before C. Coomaraswamy, Esq., on December 21, 1938, in the presence of Mr. A. Arunugam, Proctor, on the part of the petitioner; and the affidavit of the petitioner and her petition and the Supreme Court Order dated December 2, 1938, conferring sole and exclusive testamentary jurisdiction of this court in respect of the property left behind by the deceased, within the jurisdiction of this court having been read:

It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the minors, the above named 1st and 2nd respondents for the purpose aforesaid and that the letters of administration to the estate of the said deceased, be granted to the petitioner as her widower, unless the respondents shall appear before this court on May 22, 1939, and show sufficient cause to the satisfaction of this court to the contrary.

March 27, 1939.

C. COOMARASWAMY,  
District Judge.

Extended to July 31, 1939.

C. COOMARASWAMY,  
District Judge.

31/ In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Nannasivayam Kanagasabai of Nallur,  
No. 746. deceased.

Kanagasabai Retnasabapathy of Nallur, presently of  
Colombo ..... Petitioner.

Vs.

(1) Kanagasabai Narendiran, minor, of Colombo, (2)  
Kanagasabai Madava, minor, of Jaffna, and (3)  
(3) Valliammai, widow of Kanagasabai, of  
Nallur ..... Respondents.

THIS matter coming on for disposal before C. Coomara-  
swamy, Esq., District Judge, Jaffna, on June 2, 1939,

in the presence of Mr. R. R. Nalliah, Proctor, for the  
the petitioner and the affidavit of the petitioner having  
been read :

It is ordered that letters of administration to the estate  
of the above-named deceased be granted to the petitioner,  
as son and one of the heirs, and that the above named  
3rd respondent be appointed guardian *ad litem* over the  
minor 1st and 2nd respondents for the purpose of protecting  
their interests and of representing them in these testa-  
mentary proceedings, unless the above named respondents  
appear before this court on June 23, 1939, and state  
objections to the contrary.

C. COOMARASWAMY,  
District Judge.

June 7, 1939.

Time to show cause extended to July 31, 1939.

C. COOMARASWAMY,  
District Judge.