



THE  
**CEYLON GOVERNMENT**  
**GAZETTE**

---

No. 8,474 — FRIDAY, AUGUST 18, 1939.

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*Published by Authority.*

**PART II.—LEGAL.**

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

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PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

**PASSED ORDINANCES.**

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

**No. 35 of 1939.**

L. D.—O 80/38

Cap. 90  
Vol. III., p. 6.

**An Ordinance to amend the Medical Ordinance and other written law in consequence of the suppression of the post of Deputy Director of Medical and Sanitary Services.**

A. CALDECOTT.

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

Short title.

1 This Ordinance may be cited as the Medical Amendment Ordinance, No. 35 of 1939.

Repeal of section 4 of Chapter 90.

2 Section 4 of the Medical Ordinance, (hereinafter referred to as "the principal Ordinance") is hereby repealed.

Amendment of section 5 of principal Ordinance.

3 Section 5 of the principal Ordinance is hereby amended—

- (a) by the omission of the words and figure "or by section 4 of this Ordinance," ;
- (b) by the omission of the word "Deputy" where that word occurs in that section for the first time; and
- (c) by the omission of the words "or by the Deputy Director of Medical and Sanitary Services".

Amendment of section 8 of principal Ordinance.

4 Section 8 of the principal Ordinance is hereby amended in sub-section (1) thereof by the substitution in paragraph (b) for the words "Deputy Director of Medical and Sanitary Services", of the words "Assistant Director of Medical Services".

Amendment of section 9 of principal Ordinance.

5 Section 9 of the principal Ordinance is hereby amended in sub-section (1) thereof by the substitution, for the words "Deputy Director of Medical and Sanitary Services" of the words "Assistant Director of Medical Services".

Corrections to be made in former laws.

6 Where in any written law made before the commencement of this Ordinance there occurs the expression "the Deputy Director of Medical and Sanitary Services" or any form of words intended to designate that officer, there shall be substituted therefor the expression "an officer of the Department of Medical and Sanitary Services authorised in that behalf by the Director".

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

E. W. KANNANGARA,  
Clerk of the Council.

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

E. R. SUDBURY,  
Secretary to the Governor.

**DISTRICT AND MINOR COURTS  
NOTICES.****Destruction of Valueless Records.**

NOTICE is hereby given that the valueless records of the District Court of Colombo, for the period, October 10, 1924, to July 31, 1929 (Nos. 13,696 to 33,920), will be destroyed in terms of Ordinance No. 12 of 1894 at the expiration of three months from the date hereof.

Any person interested in any such record or records may personally, by Proctor or by duly authenticated petition, claim, upon good cause shown, that such record or records may not be destroyed.

District Court,  
Colombo, August 11, 1939.

C. NAGALINGAM,  
District Judge.

**NOTICES OF INSOLVENCY.**

In the District Court of Colombo.

No. 5,400. In the matter of the insolvency of John Baptist Fernando of 29, St. Sebastian street, Colombo.

WHEREAS the above-named J. B. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Z. A. Abdul Rahim of Smallpass road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. B. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on September 5, 1939, and on October 10, 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,  
Secretary.

In the District Court of Colombo.

No. 5,401. In the matter of the insolvency of Tuan Addeen Amja Pallie of 236/9, Maligawatta, in Colombo.

WHEREAS the above-named T. A. A. Pallie has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. N. Yousuph of 111/25, Union place, Slave Island, Colombo, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said T. A. A. Pallie insolvent accordingly ; and that two public sittings of the court, to wit, on September 5, 1939, and on October 10, 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,  
August 11, 1939. Secretary.

In the District Court of Colombo.

No. 5,299. In the matter of the insolvency of Marikar Abdulla Waid of 281/5, Dean's road, Maradana, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 12, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,  
August 17, 1939. Secretary.

In the District Court of Colombo.

No. 5,319. In the matter of the insolvency of Attar Insolvency nayaka James Fernando of 271/60, Jurisdiction, Municipal street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 12, 1939, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,  
August 16, 1939. Secretary.

In the District Court of Colombo.

No. 5,322. In the matter of the insolvency of Muna Ana Mohamad Abdul Careem of 283, Dam street, Colombo, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 19, 1939, to consider the grant of a certificate of conformity to the above-named insolvent.

By order of court, C. EMMANUEL,  
August 16, 1939. Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

S. L. M. Shathy of 3, Dematagoda..... Plaintiff.  
W. G. R. Marcus de Alwis of Colombo..... Substituted Plaintiff.

No. 14/S of 1934. Vs.

C. L. M. M. Muheeth of 32, Messenger street,  
Colombo..... Defendant.

NOTICE is hereby given that on Thursday, September 14, 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. 1,840, together with interest on Rs. 1,000 at 16½ per cent. per annum from January 5, 1934; till August 3, 1934, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, viz. :—

The land bearing assessment No. 12, present Nos. 48 and 48 (14-27), Akbar's lane, San Sebastian, Colombo, within the Municipality and District of Colombo, Western Province ; and bounded on the north by the garden of Dr. Gabriel Fernando, east by the garden of Mr. Glach, south by road, and west by the other part of the same property belonging to Umma Suukath alias Sitty Rooman bearing

assessment No. 50 and 48 (1-13) and by the land of James Dias, and Buddhist Temple ; containing in extent about 20 perches. Registered in A 175/9, A 191/288, and A56/208.

Fiscal's Office,  
Colombo, August 16, 1939.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

48 In the District Court of Colombo.

May Perera of Colombo..... Plaintiff.  
No. 2,067. Vs.

Neil Fernando of Braybrooke place, Colombo, executor of the last will and testament of Allan Fernando of Colombo, deceased..... Defendant.

NOTICE is hereby given that on Friday, September 15, 1939, at 3 P.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 668.75, with legal interest on Rs. 500 from October 8, 1934, till payment in full, less the sums of Rs. 175 and Rs. 25 respectively, viz. :—

The right, title, and interest of the defendant as executor of the last will and testament of Allan Fernando, deceased, in and to the following property, to wit :—

All those two allotments of land adjoining each other and now forming one property and bearing formerly assessment Nos. 2, 3, 4 thereafter assessment Nos. G 11 (1-3), G 11 (4-12), 13, 15, 17, 19, 21, 23, 25, 27, 29 and 31, Braybrooke street, and Nos. 12, 14, 16, 18, 20, 24 and 32, Dawson street, Slave Island, and now Nos. 45/1, 45/2, 45/3, 45/4, 45/5, 45/6, 45/7, 45/8, 45/9, 45/10, 45/11, 45/12, 45/13, 49, 53, 57, 59, 63, 67, 71, 73, 75 and 77, Braybrooke street, and 116, 118, 122, 126, 130, 136 and 146, Dawson street, Slave Island, within the Municipality and District of Colombo, Western Province, to wit :—

(a) All that allotment of land situated at Slave Island within the Municipality and in the District of Colombo, Western Province ; bounded on the north-east by the land described in plan No. 48,247, on the south-east by a road and reservation, on the south-west by road and by land described in plan No. 48,246½ and on the north-west by land described in plan No. 48,246½ ; containing in extent 3 roods and 16 perches.

(b) All that lot No. 26 of the Maradana Cinnamon Gardens, situated near the Ceylon Rifle Mess House at Slave Island within the Municipality and District of Colombo aforesaid ; bounded on the north by private property and lot No. 44, on the east by the lake, on the south by a road, and on the west by No. 25 private property ; containing in extent 2 acres 1 rood and 29 85/100 perches, exclusive of the specific and defined portion marked " A " in the plan thereof No. 908A dated July 9, 1926, and made by E. M. Anthonisz, Licensed Surveyor and Leveller, in extent 1 rood and 30.25 perches sold to Messrs. Leechman & Co.

Fiscal's Office,  
Colombo, August 16, 1939.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

29 In the District Court of Colombo.

L. R. M. P. L. N. Meyappa Chettiyar of Sea street,  
Colombo..... Plaintiff.

No. 41,854. Vs. 39

(1) S. V. Ranasinghe, (2) M. P. Ranasinghe, both of Grandpass in Colombo..... Defendants.

NOTICE is hereby given that on Tuesday, September 12, 1939, at 3 P.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 173.12, to wit :—Rs. 21 day's costs ordered on April 1, 1938, and Rs. 152.12 taxed costs due to the defendants, viz. :—

The right, title, and interest in and to the leasehold right of the plaintiff under deed No. 2,724 dated December 20, 1927, attested by M. R. Akbar, Notary Public, to wit :—

All that allotment of land with the buildings thereon bearing assessment Nos. 66 and 67, (now bearing Nos. 262, 258/3, 258/5, 258/7, 256, 252/2, 252/4, 252/7, 252/9), situated at Dematagoda within the Municipality and District of Colombo, Western Province ; and bounded on the north by Dematagoda road, on the east by the property of Rasa Marikar and Uduma Lebbe Marikar, on the south by the property of Rapiel Naide, and on the west by the passage separating this property from the property bearing assessment No. 56 ; containing in extent 16 84/100 square perches according to the survey No. 3,487 dated June 16, 1914, made by C. P. Weeraratne, Licensed Surveyor.

Fiscal's Office,  
Colombo, August 16, 1939.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Colombo.

- (1) Clifford Henry Figg, presently of London, England,  
 (2) Arthur Stanley Collett of Colombo, and (3) Patrick Haggart Fraser of Exmouth, South Devon, England, as Trustees of Whittall & Company's Provident Fund and Whittall & Co's Estate Agency Provident Fund ..... Plaintiffs.  
 (1) Ian Lewis Cameron, (2) Lawrence Patter Simpson,  
 (3) Hugh Webster Urquhart .. Substituted Plaintiffs in place of 1st, 2nd and 3rd plaintiffs.

No. 53,850.

Vs.

Euphemia Grace Millicent Senanayake, (2) Don Stephen Senanayake, both of Kanatta road, Borella, Colombo, administrators of the estate of Don Charles Senanayake, deceased, and (3) The Kahatagaha Mines Company, Limited ..... Defendants.

NOTICE is hereby given that on Monday, September 11, 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. 1,396 dated October 30, 1928, attested by J. A. Mathews of Colombo, Notary Public, and declared specially bound and executable under the decree dated June 5, 1934, and ordered to be sold by the order of court dated August 20, 1937, for the recovery of the sum of Rs. 198,051.92 together with interest on Rs. 175,000 at 7 per cent. per annum from August 1, 1933, till date of the said decree and thereafter on the aggregate amount of the said decree at 9 per cent. per annum till payment in full and costs of suit taxed at Rs. 924.40 (less Rs. 55,689.02 being the total of payments made in reduction of the said decree), viz. :—

All those two contiguous allotments of land now forming one property with the buildings standing thereon called and known as Rodney Stores and buildings formerly bearing assessment No. 18 and presently Nos. 2 and 4, Rodney street, 13 and 13 (1-8), Kuruppu road, and 81, 83, 85, 87, 89, 91, 93, 95 and 97, Cotta road, situated at Welikada formerly in the Palle pattu of Salpiti korale now within the Municipality and District of Colombo, Western Province; bounded on the north by land claimed by Galagedarage Don Susa Appu now of Galagedarage Jon Appu, on the north-east by land claimed by Pannalage Baiappu now of Galagedarage Jon Appu, on the south-east by land belonging to the Crown and by land described in plan No. 84,983 and now the property of G. Don Hendrick, on the south-west by reservation along the road leading to Cotta, and on the north-west by reservation for a road; containing in extent (exclusive of the road passing through the land) 6 acres 1 rood and 12 perches according to the plan thereof dated July 10, 1896, made by F. Bartholomeusz, Surveyor, excluding therefrom a portion in extent 64/100 of a perch marked lot R 759 in P. P. 10,773 acquired by Government for the Kelani Valley Railway on March 17, 1900, together with all buildings to be hereafter constructed on the said premises and all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever to the said premises belonging or in any wise appertaining or used or enjoyed therewith or reputed or known as part and parcel thereof and all the estate, right, title, interest, claim, and demand whatsoever of the 1st and 2nd defendants as administrators of the estate of Don Charles Senanayake, deceased, and of the said deceased in, to, out of, or upon the same. (The above premises now bear assessment Nos. 2, 2A, 2B and 4, Rodney street, 13, 13A, 13E to 13U, 10/5, 13/6, 13/10 to 13/15 and 15/1 to 15/6, Kuruppu road, and 81, 81A and B 81c, 81d, 83, 85, 87, 89, 91, 93, 95, 97, Cotta road.)

Registered A 224/81.

Fiscal's Office,  
 Colombo, August 16, 1939.

B. M. CHRISTOFFELSZ,  
 Deputy Fiscal.

In the Court of Requests of Colombo.

Pena Reena Arumugam of Sea street, Colombo .. Plaintiff.  
 No. 56,481.

Vs.

W. A. de Silva, executor *de son tort* of the estate of the late W. Harriet de Silva of 125 Church street, Slave Island, Colombo ..... Defendant.

NOTICE is hereby given that on Saturday, September 9, 1939, at 11 A.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 300, with interest thereon at 12 per centum per annum from July 10, 1939, to July 22, 1939, and thereafter legal interest on the aggregate amount till payment in full and costs of suit, incurred costs Rs. 25.25 and prospective costs Rs. 7, viz. :—

The right, title, and interest of W. A. de Silva, as executor *de son tort* of the estate of the late W. Harriet de Silva, to wit. :—

All that allotment of land marked letter " B " in the plan with the buildings standing thereon, formerly bearing

assessment No. 22, and presently bearing assessment No. 77 and 79 and No. 123 and 125, presently situated at Church street, Slave Island, within the Municipality and District of Colombo, Western Province; bounded on the north by lot marked letter " A " in the plan, on the east by premises bearing assessment No. 20, on the south by premises bearing assessment No. 23, and on the west by Church street, containing in extent 3 2/100 perches according to the figure of survey or plan thereof No. 708 dated June 15, 1920, made by S. Sabaratnam, Licensed Surveyor and Leveller:

Fiscal's Office,  
 Colombo, August 16, 1939.

B. M. CHRISTOFFELSZ,  
 Deputy Fiscal.

In the District Court of Colombo.

Saruella de Silva Gunesekera of Flower road, Colombo ..... Plaintiff.

No. 10,131/M.

Vs.

H. O. Beven, c/o Rev. Beven, 23, Tickell road, Colombo ..... Defendant.

NOTICE is hereby given that on Saturday, September 9, 1939, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 2,097 dated March 16, 1938, attested by L. B. Fernando of Colombo, Notary Public, and ordered to be sold by the order of court dated July 4, 1939, for the recovery of the sum of Rs. 11,027.62, with interest on Rs. 10,500 at 12 per cent. per annum from April 17, 1939, till date of the decree and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, viz. :—

All that allotment of land marked lot " B " on plan No. 4,373 dated September 21, 1920, made by G. P. Weeraratne, Licensed Surveyor, being a divided and defined portion of all those several contiguous allotments of land now forming one property called and known as " Straaten-wyk," situated at Elkala in the Ragam pattu of Alutkuru korale in the District of Colombo, Western Province; the said lot B being bounded on the north-east by lot marked A of the same estate on the south by Ja-ela, on the west by the land of Bastian Silva and the lot marked C of the same estate, and on the north-west by the High road leading from Ja-ela to Minuwangoda; and containing in extent 67 acres 2 roods and 33 perches. Registered in B 324/127 (117).

Deputy Fiscal's Office,  
 Negombo, August 10, 1939.

A. C. NALLIAH,  
 Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

Andial Pulle's son, Maradiah Pulle of Gonawela in Pallispattu korale of Pata Dumbara a ..... Plaintiff.

No. M.B. 278.

Vs.

Sidambaram Chetty's son, Palaniandy Chetty, legal representative of the estate of Sukkaran Chetty's son, Sidambaram Chetty, deceased, of Matale .. Defendant.

NOTICE is hereby given that on Saturday, September 23, 1939, at 3 P.M., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 834 dated July 4, 1933, and attested by M. Chelvatamby, Notary Public, and by bond No. 1,008 dated January 3, 1934, and attested by the aforesaid 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 July 20, 1939, for the recovery of the sum of Rs. 1,572, interest and poundage, viz. :—

(1) An undivided  $\frac{3}{4}$  parts or shares from and out of all that land called Gurumanda Dambaghamulawatta of the extent of about 4 acres in the whole, situate at Gonawela in Pallispattu korale of Pata Dumbara in the District of Kandy, Central Province; and the entirety is bounded on the east by Galheeriya, south by Mala-ela, west by Galheeriya of the Crown land, and north by Bogahamula, hena.

(2) All that land called Alukolagodellewatta; containing in extent about 3 acres 3 roods and 26 perches in the whole, situate at Gonawela aforesaid; and the entirety is bounded on the east by land described in plan No. 99,939, south by land described in plan No. 78,074, west by land described in plan No. 101,389, and north by water-course which said

two allotments adjoin each other and form one property and can be included in one survey. Registered in E 245/213 and 250/178 and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,  
Kandy, August 10, 1939.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

G. M. Sarananda Thero of Mawatura Vihare. Plaintiff.  
No. 47,692. Vs.

Galpelakotuwegedara Heen Appu Arachchi of Dekinda in Pasbage korale of Uda Bulatgama. Defendant.

NOTICE is hereby given that on Monday, September 18, 1939, commencing at 12 noon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant for the recovery of balance sum of Rs. 722-89 and poundage in the following property, viz. :—

(1) The field called ~~Pinkumbura~~ <sup>39</sup> ~~was~~ <sup>39</sup> Habaragollewaswedduma of 4 lahas paddy sowing extent, situate at Dekinda in Pasbage korale, Uda Bulatgama, in the District of Kandy, Central Province; and bounded on the east by wewa, south by imwella of the remaining portion of this land, north by Habaragollewewatta, west by Mudunapitawatta ~~alias~~ Habaragollewatta.

(2) The field called ~~Watte~~ <sup>39</sup> aswedduma of 1 pela paddy sowing, situate at Dekinda aforesaid; and bounded on the east by Welikumbura and Medaweepela, south by land belonging to Kirihamy, north by Illawaturegedarawatta, and west by Ambagahawatta.

(3) The field called Udakumbura of 1 pela paddy sowing in extent, situate at Dekinda aforesaid; and bounded on the east by Welipelakumbura, south by Mahakumbura and Udakumbura belonging to Tennepubbamy, north by Eramudugaha-angekumbura; west by Udakumbura belonging to Malgammanagedera Appuhamy.

(4) The land called Uda Delgahanulawatta of 2 acres in extent, situate at Dekinda aforesaid; and bounded on the east by Illukotuwewatta, north by land belonging to G. Mudiyanse, south by Crown land, west by Crown land, which said land is subject to a mortgage.

(5) The land called Galpelelotuwewatta of 2 acres in extent, situate at Dekinda aforesaid; and bounded on the east by Mahakumbura and Kapugedarawatta, south by land belonging to G. Mudiyanse and Kapugedarawatta, north by Pansalewatta and G. Appuhamy's land, west by Crown land, together with the buildings standing thereon, subject however to a mortgage.

(6) The land called Watagoda Heenna of 1 acre in extent, situate at Dekinda aforesaid; and bounded on the east by T.P. No. 48,586, north by Watagoda Heenna, south and west by Crown land.

(7) The land called Mapagedarawatta of 1 acre in extent, situate at Dekinda aforesaid; and bounded in the east by Mapagedarawatta belonging to Punchirala and others, north by field, south by Mapagedarawatta wetiya, west by Polwatta belonging to H. D. Lebbe.

(8) The land called Hatalahewatta of about 1 rood in extent, and situate at Dekinda aforesaid; and bounded on the east by the wetiya of the land belonging to Meddanagedera Dingiri Appu, south by the remaining portion of this land, north by land belonging to S. D. Appuhamy, west by Hatalahakumbura.

Fiscal's Office,  
Kandy, August 9, 1939.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Weeraman Dias Jindasa Ranasingha of 341, Peradeniya road, Kandy. Plaintiff.  
No. 48,787. Vs.

Kallora Mudiyanseelage Kiri Banda of Legundeniya in Kandukarapahala korale of Udapalata. Defendant.

NOTICE is hereby given that on Saturday, September 16, 1939, commencing at 12 noon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 938 dated March 26, 1928, and attested by B. L. F. A. Wickremasuriya, 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 October 19, 1938, for the recovery of the sum of Rs. 618-03, with interest thereon at 9 per cent. per annum from date of decree till payment in full and poundage, viz. :—

(1) All that undivided southern 1 pela in extent out of the eastern 2 acres of Udawelagedarawatta, situate at Uda Legundeniya in Kandukarapahala korale of Udapalata

in the District of Kandy, Central Province; which said eastern 2 acres are bounded on the east by the ditch of Punchige garden and heeriya, south by wela, west by the remaining portion, and north by the heeriya of Pan-anwalayehena and the ditch, together with the buildings, plantations and everything thereon.

(2) All that undivided  $\frac{1}{2}$  part or share of the field called Pallemulla of 3 pelas in paddy sowing extent, situate at Legundeniya in Kandukarapahala korale aforesaid; and bounded on the east by the Watte Vidanelagewatta, south by the boundary dam of Bittarapela, west by the pitale, and north by the boundary dam of the portion of the said field.

(3) All that one pela paddy sowing of the field called Pallemulla towards the south; and containing one annam in paddy sowing extent, situate at Legundeniya aforesaid; and bounded on the east by the water-course, south by the boundary dam of Bittarapela, west by the pitale-ela, and north by the remaining portion of the said field. Registered D9 6/75, D79/108, and D61/228, Kandy, and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,  
Kandy, August 11, 1939.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

The Crown. Plaintiff.  
No. 4,255. Vs.

Reginald Abeygunasekara of Malabar street, Kandy, presently of Maturata, administrator of the estate of Emalia Caroline Abeygunasekara of Malabar street, Kandy, deceased. Defendant.

NOTICE is hereby given that on the following days and hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said in the following property, viz. :—

September 14, 1939, commencing at 10 a.m.

1. An undivided 7/108 shares of the field called Mahawelakumbura of about 8 pelas paddy sowing in extent, situated at Bulugahapitiya in Gannawa korale, Udahe-waheta, Nuwara Eliya District, Central Province; and bounded on the east by ~~place~~ <sup>39</sup> ~~road~~ <sup>39</sup> north by field belonging to Wijesuriya, west by Crown land, and south by cart road and Crown land.

2. An undivided 7/108 shares of the land called Poramadulla <sup>39</sup> ~~Tappegawa~~ <sup>78</sup> of about 4 acres in extent, situated at Kiriya in Gannawa korale aforesaid; and bounded on the east by ~~road~~ <sup>39</sup> north by Ratmetiyawatta, west by land belonging to Mahagedara and the land belonging to D. M. Kalu Banda Arachchi south by the land belonging to Mahagedara and of the two buildings standing thereon.

3. An undivided 7/108 shares of the field called Nikattepola of about 3 pelas paddy sowing in extent, situated at Wilwala in Kohoka korale in Udahewaheta aforesaid; and bounded on the east by the boundary of Matalake kumbura, north by Boragolle-ela, west by Waduwalakumbura, and south by Matalake kumbura and Diyanille arawa.

4. An undivided 7/108 shares of the land called Karandagolle Walawwe Idama of about 1 pela paddy sowing in extent, situated at Karandagolla in Kohoka korale in Udahe-waheta aforesaid; and bounded on the east by P. Peiris Dias's land [and house, north by the remaining portion of the same land, west by P. S. Fernando's house and land, south by cart road and of the building standing thereon.

5. An undivided 7/108 shares of the field called Tunman-koluwa of about 5 pelas of paddy sowing in extent, situated at Wadawala in Kohoka korale aforesaid; and bounded on the north by the boundary of the field belonging to D. H. Abeygunasekara; north and west by kandura, south by P. Peiris Dias's field and C. A. Karunatilaka's field and Pelegedara Kiribanda's hena.

6. An undivided 7/108 shares of the field called Madanekka of about 2 pelas paddy sowing in extent, situated at Wadawala aforesaid; and bounded on the east by the boundary of E. W. Abeygunasekara's land, north by C. A. Karunatilaka's field and P. Peiris Dias's field, west by the boundary of P. Peiris Dias's field, south by E. W. Abeygunasekara's land.

7. An undivided 7/108 shares of the contiguous fields called tunpulusa and Ridimalpe of about 5 pelas paddy sowing in extent, situated at Wadawala aforesaid; and bounded on the east by D. H. Abeygunasekara's field, north by E. W. Abeygunasekara's land and Pallege Mutumenika's field, west by ~~ch~~ and Pallege Mutumenika's field, south by ~~ela~~.

8. An undivided 7/108 shares of the field called Mahadurawa of about 2 pelas paddy sowing in extent, situated

at Wadawala aforesaid; and bounded on the east by Alutgedara Ukku Banda's field, north by Karandagolle Podi Singho's field, west by P. Peiris Dias's field, south by C. A. Karunatilaka's field.

9. An undivided 7/108 shares of the field called Alkada of about 2 pelas paddy sowing in extent, situated at Wadawala aforesaid; and bounded on the east by P. Peiris Dias's field and Karandagolle Podi Singho's field, north by boundary of P. Peiris Dias's field, west by boundary of Gonmauwelle kumbura, south by eta.

10. An undivided 7/108 shares of the field called Darandekumbura of about 5 pelas paddy sowing in extent, situated at Wadawala aforesaid; and bounded on the east by D. H. Abeygunasekara's field, north by E. W. Abeygunasekara's field, west by E. W. Abeygunasekara's field, P. S. Fernando's land, south by W. A. William Singho's land and the road.

11. An undivided 7/108 shares of the field called Dodangaskumbura of about 8 pelas paddy sowing in extent, situated at Wadawala; and bounded on the east by P. Peiris Dias's field, north by D. H. Abeygunasekara's field, west by N. L. Syris Appuhamy's field, south by Pinpela and P. S. Fernando's field.

12. An undivided 7/108 shares of the field called Thingokoda of about 2 pelas paddy sowing in extent, situated at Wadawala; and bounded on the east by Gansabhawa road, north by kandura, west by P. Peiris Dias's field, D. H. Abeygunasekara's field and E. W. Abeygunasekara's field, south by D. H. Abeygunasekara's field.

13. An undivided 7/108 shares of the field called Wadalakumbura of about 2 pelas paddy sowing in extent, situated at Wadawala aforesaid; and bounded on the east by Hanguranketa Ukku Banda's field and T. W. Punchi Banda's field, north by R. M. Kiri Banda's field, west by Gansabhawa road, and south by Malakandura.

September 15, 1939, commencing at 10 a.m.

14. An undivided 7/108 shares of the field called Kahatadeniya of about 1½ pelas paddy sowing in extent, situated at Denike in Kohoka korale aforesaid; and bounded on the east by James Senanayaka's land and Pitale, north by James Senanayaka's tea estate and Pitale, west by W. Hendrick Fernando's field, south by Hewaliya.

15. An undivided 7/108 shares of the field called Goraka Arawa of about 8 pelas paddy sowing in extent, situated at Dehipe in Kohoka korale aforesaid; and bounded on the east by Kumbukarawe wetiya and kandura, north by kandura, west by Hapugahabokka and boundary of Uda Gorokawe fields, south by Karaliyaddékumburewetiya.

16. An undivided 7/108 shares of the field called Dilliya-kumbura of about 3 pelas paddy sowing in extent, situated at Dehipe aforesaid; and bounded on the east by boundary of Dawulliyaddegedarahena; north and west by kandura, south by Antuduawawe-eta.

17. An undivided 7/108 shares of the Maligatenne building consisting of 5 rooms bearing assessment Nos. 32 and 33, and 132, 133 and 134, situated at Padiyapelella in Pallegampaha korale of the Nuwara Eliya District aforesaid; and the two rooms bearing assessment Nos. 32 and 33 are bounded on the east by Galkanda, south by the wall of the room bearing assessment No. 34 belonging to M. Appuhamy, west by cart road, north by the wall of the house bearing assessment No. 31.

The three rooms bearing assessment Nos. 132, 133 and 134, are bounded on the east by cart road, south by the wall of the room bearing assessment No. 131 belonging to K. Abdul Majeed, west by the land belonging to K. Abdul Majeed, north by drain.

18. An undivided 7/108 shares of the field called Pallepahinbuwa of about 6 pelas paddy sowing in extent, situated at Munwatta in Pallegampaha korale aforesaid; and bounded on the east by Mahadewalekumbure-eta, north by Watagoda Kiriwantuge kumbura and hena, west by Galapitagedara Mudiyanse Vidanage aswedduma, south by Galahitiyawekumburewella.

Deputy Fiscal's Office, IAN M. DE SILVA,  
Nuwara Eliya, August 12, 1939. Additional Deputy Fiscal.

### Southern Province.

34 In the District Court of Galle.  
N. E. Cornelis Edward and another.....Plaintiffs.  
No. 33,069. Vs.  
Bennet Weerasinghe and others.....Defendants.

NOTICE is hereby given that on Tuesday, September 12, 1939, commencing at 2 o'clock in the afternoon, will be

sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. *Against the 12th and 13th defendants.*—All that the defined lot No. 8 of the land called Mahaliaddewatta, situated at Ganegama in the Gangaboda pattu of the Galle District, Southern Province; and bounded on the north by lot No. 6 of the same land, east by lot No. 9 of the same land, south by the high road from Galle to Baddegama, and west by lot No. 6 of the same land; and containing in extent 2·17 perches.

2. *Against 11th, 59th, 60th, 74th, 75th, 76th, 77th, and 78th defendants.*—All that the defined lot No. 11, together with all the buildings standing thereon of the land called mahaliaddewatta, situated at Ganegama aforesaid; and bounded on the north by lots Nos. 6 and 12 of the same land, east by high road from Gimimellagaha to Wanduramba, south by high road from Galle to Baddegama, and west by lot No. 10 of the same land; and containing in extent 27·50 perches.

Writ amounts :—

*Against 12th and 13th defendants.*—54 cents as *pro rata* costs and Rs. 2·50 as compensation.

*Against 11th, 59th, 60th, 74-78th, defendants.*—Rs. 7·10 as *pro rata* costs and Rs. 103·50 as compensation.

Writ costs Rs. 7.

Fiscal's Office, T. D. S. DHARMASENA,  
Galle, August 9, 1939. Deputy Fiscal.

35 In the District Court of Matara.  
Liyantage Wilson de Silva and another of Matara, administrators over the estate of late L. N. de Silva ..... Plaintiffs.

No. 11,196.

(1) D. F. Wellala (2) B. G. S. Piyasena, (3) D. D. S. Mutucumarana (deceased), (4) Palawinnege Sirisena Mutucumarana, administrators of 3rd defendant, all of Dickwella ..... Defendants.

NOTICE is hereby given that on Monday, September 25, 1939, commencing at 2.30 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 a sum of Rs. 711·32, with further legal interest on Rs. 600 from March 16, 1938, till payment in full, plus stamps costs Rs. 6·30, viz. :—

1. All that lots B and E of the land called Nugehena, situated at Dickwella in the Wellaboda pattu of Matara District, Southern Province; and bounded on the north by lot A of this land, east by garden whereon Baleappu resides and deniya, south by Handapangodellehena, Galmangodawatta and lots D and C of this land, and on the west by Palawinnege Dangahahena and lot D of this land; and containing in extent 2 acres 2 roods and 17·30 perches.

2. All that undivided ¼ part of the soil and of trees of lot B of the land called Palawinnagamage Mahahena *alias* Dangahawatta and of its adjoining portion marked lot C, situated at Hingurana in Dickwella aforesaid; and bounded on the north by portion marked lot A of Dangahawatta, east by Nugahahena and Galmangodagewatta, south by Dangahahena and deniya, and on the west by High road; and containing in extent 2 acres 2 roods and 13 perches.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,  
Matara, August 12, 1939. Additional Deputy Fiscal.

In the District Court of Galle.

Mawatage Maud Karunanayaka of Palm Grove, Bala-pitiya ..... Plaintiff.  
No. 34,107. Vs.

S. D. S. Karunanayaka, Station Master, Matara, presently of Galle ..... Defendant.

NOTICE is hereby given that on Wednesday, September 13, 1939, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 6,139·55 as balance alimony and costs and Rs. 23·50 as writ costs, together with a further sum of Rs. 200 per month from October 7, 1938, till payment in full, less Rs. 3,330·86, viz. :—

All that undivided 4/5 parts of the soil, fruit trees, and of the rubber plantations (exclusive of the undivided ¼ share of the rubber plantation) of the land comprised of the lots Nos. 13550, 13551, 13552, 13556, 12698, 13553, 13554, 13555, and 12721 of the land called Medahena and lot No. 12699 of the land Meemanakola arehena



which are contiguous and can be depicted in one survey plan, is situated at Uda Aparekka in the Wellaboda pattu of the Matara District, Southern Province; and bounded on the north by Crown land called Alakunuhena, east by land appearing in title plan No. 200,222, lot X580 appearing in preliminary plan No. 5268, Crown land called Polgaha-hena, and lot No. 12696 appearing in P. P. 14,606, south by lots 12702, 12701 and 12700, appearing in P. P. 4,606 and Ketakalagahadeniya-ela, and on the west by lot No. 12700 appearing in P. P. 4,606 and Crown land; and containing in extent 28 acres 2 roods and 3 perches.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,  
Matara, August 12, 1939. Additional Deputy Fiscal.

### Province of Uva.

In the District Court of Nuwara Eliya.

W. A. Barnes de Silva of Dimbula bazaar, Kotagala ..... Plaintiff.  
No. 1,910. Vs.

(1) Waliyasu Konda Acharige Malaka, (2) Waliyasu Konda Acharige Punchi Appu, both of Boragasketiya, presently of Glenore estate, Haputale, (3) Piyame Palliyage Podisingho Appuhamy of Pattipola (a lunatic), (4) Ranwalaliyange Davith Singho Appuhamy of Alakolagala ..... Defendants.

(1) Piyane Palliyage Appu Singh of Forest plantation in Oliya ..... Substituted Defendant.

NOTICE is hereby given that on Saturday, September 16, 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 defendants and the substituted defendant in the following mortgage properties for the recovery of a sum of Rs. 1,453, together with interest on Rs. 735 at 15 per cent. per annum from May 16, 1936, till date of decree and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs, viz. :—

1. An undivided eastern three roods and thirty-seven perches out of all that land called and known as Galpitiye Godapatara; containing in extent 2 acres 1 rood and 37 perches, situated at Harakgamakanda, Udapalata korale in Udukinda division, Badulla District of the Province of Uva; and bounded on the north and south by Galpitiyegodapatana belonging to the Crown, on the east by the land described in T. P. Nos. 111,483 and 111,482 on the west by the land described in T. P. No. 111,484, together with the plantations and everything standing thereon. Registered C/192/6 in the Badulla Land Registry.

2. An undivided one half part or share out of all that land called and known as Kolomankanduratenne in extent 3 acres 2 roods and 13 perches (exclusive of portion of this land in extent 200 feet in length and 100 feet in breadth), situated at Padinawelagama in Udapalata korale in Udukinde division, Badulla District of the Province of Uva; and bounded on the north-west and north by Boake kumbura kandure, on the east by land described in T. P. No. 111,486, on the south by the road reservation, on the south-west by land described in T. P. No. 57,824, together with the buildings standing thereon. Registered C/108/279 in the Badulla District Land Registry.

Fiscal's Office,  
Badulla, August 8, 1939.

T. J. MENDIS,  
Deputy Fiscal.

I, William Oswald Stevens, Fiscal for the Western Province, do hereby nominate and depute Mr. Gerald Wickramasingha, to be my Deputy in the said Office of Fiscal for the District of Kalutara, during my pleasure.

This 19th day of July, 1939.

W. O. STEVENS,  
Fiscal.

I, William Oswald Stevens, Fiscal for the Western Province, do hereby nominate and depute Muhandiram Anthonipillai Celestin Nalliah, to be my Deputy in the said Office of Fiscal for the District of Colombo falling within the jurisdiction of the District Court of Negombo from August 4, 1939, during my pleasure.

This 4th day of August, 1939.

W. O. STEVENS,  
Fiscal.

### NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

23  
Testamentary In the Matter of the Last Will and Testament of the late S. Kengaiyapillai of Colombo, deceased.

Sune Muthusamy Reddy of Slave Island, Colombo ..... Petitioner.

M. Pandaravampillai of South India, and others ..... Respondents.

THIS matter of an application by the petitioner above named to revoke the probate granted to himself and the 1st respondent and for the issue of a fresh probate to himself alone coming on for final disposal before C. Nagalingam, Esq., District Judge of Colombo, in the presence of Mr. K. Namasivayam, Proctor for petitioner, it is ordered that the probate granted to the petitioner and the 1st respondent be and the same is hereby revoked and cancelled and fresh probate do issue in favour of the petitioner alone, limited, however, till such time as the 1st respondent returns to the Island and signifies his willingness to assume duties of curatorship.

July 25, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo:

Order Nisi.

39  
Testamentary In the Matter of the Last Will and Testament of Jayalath Aratchige Don Subaseris Appuhamy of Ketawalamulla road in Colombo, deceased.

Withanage Elaris Perera of Ketawalamulla road in Colombo ..... Petitioner.

(1) Jayalath Aratchige Dona Madalena Hamine of Mahawatta, (2) Jayalath Aratchige Dona Engalima Hamine of 115, Ketawalamulla road, Colombo, (3) Jayalath Aratchige Don Odiris Appuhamy, (4) Jayalath Aratchige Don Philip, both of Salamulla, Kolonnawa ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on June 23, 1939, in the presence of Mr. M. E. P. Samurasinghe, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated June 22, 1939, (2) of the attesting notary also dated June 22, 1939, and (3) of the attesting witnesses also dated June 22, 1939, having been read :

It is ordered that the last will of Jayalath Aratchige Don Subaseris Appuhamy, 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 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 July 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

June 28, 1939.

C. NAGALINGAM,  
District Judge.

Date for showing cause against this Order Nisi is extended to August 31, 1939.

July 27, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Absolute in the First Instance.

19  
Testamentary In the Matter of the Last Will and Testament of the late John Albert Kannangara No. 8,912 of Templer's road, Mount Lavinia, deceased.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge, Colombo, on July 14, 1939, in the presence of Mr. S. R. Amerasekera, Proctor, on the part of the petitioner, John Gilbert Kannangara of Dalugama, Kelaniya, and the affidavits of the said petitioner dated July 12, 1939, and of the attesting witnesses dated July 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 John Gilbert Kannangara of Dalugama, Kelaniya, accordingly.

August 8, 1939.

C. NAGALINGAM,  
District Judge.

26 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of Cyril Evertsz Fernando of Mauraene, Havelock Town, Colombo, late of Colmerwell House, North-West Comberwell, England, deceased.

Arden Pyke Fernando of Mauraene, Havelock Town, Colombo Petitioner.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 17, 1939, in the presence of Mr. J. P. Salgadoe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 13, 1939, (2) and of the attesting witnesses dated July 15, 1939, having been read:

It is ordered that the last will of Cyril Evertsz 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 the executor in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any other person or persons interested shall, on or before August 24, 1939, show sufficient cause to the satisfaction of this court to the contrary.

C. NAGALINGAM, District Judge.

August 11, 1939.

25 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of Margaret Franciscus of 81, No. 8,921. Avondale road, Maradana, Colombo, deceased.

Frederick Speering of 61, Avondale road, Maradana, Colombo Petitioner.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 20, 1939, in the presence of Mr. D. L. Salgadoe, Proctor, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated July 20, 1939, (2) of the attesting witnesses dated July 19, 1939, having been read:

It is ordered that the last will of Margaret Franciscus, 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 executor in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any other person or persons interested shall, on or before August 24, 1939, show sufficient cause to the satisfaction of this court to the contrary.

C. NAGALINGAM, District Judge.

August 11, 1939.

18 In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of the late Henry William Wendt No. 8,923. of Mahara House, Kadawata, deceased.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge, Colombo, on July 21, 1939, in the presence of Mr. R. Ameresekere, Proctor, on the part of the petitioner, Ruby Hoffman Wendt of Mahara House, Kadawata; and the affidavits of the said petitioner dated July 19, 1939, and of the attesting notary and witness dated July 19, 1939.

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 Ruby Hoffman Wendt of Mahara House, Kadawata, accordingly.

C. NAGALINGAM, District Judge.

August 8, 1939.

25 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and No. 8,936. Effects of the late D. N. Victor of Etulkotte, Colombo, deceased.

Grace Victor of 13/1, Kajuwattamulla Passage in Colombo Petitioner.

(1) Agnes Chandraleela Victor, (2) Ernest Ratnam Victor, both of Kajuwattamulla Passage Colombo Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 28, 1939, in the presence of Mr. K. Namasivayam, Proctor, on the

part of the petitioner above named; and the affidavit of the said petitioner dated July 28, 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 31, 1939, show sufficient cause to the satisfaction of the court to the contrary.

C. NAGALINGAM, District Judge.

August 2, 1939.

28 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of Harold Douglas Thornton of Colombo in the Island of Ceylon, de- No. 8,940. ceased.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on July 29, 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 July 27, 1939, an affidavit as to the due execution of the will, original will, certificate of death of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court order dated July 21, 1939, having been read: It is ordered that the will of the said deceased dated January 8, 1931, 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 one of the attorneys of the sole executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before August 24, 1939, show sufficient cause to the satisfaction of this court to the contrary.

C. NAGALINGAM, District Judge.

August 1, 1939.

19 In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of the late Helen Catherine Perera, late of Moratuwa in the Island of Ceylon, No. 8,951. deceased.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge, Colombo, on August 3, 1939, in the presence of Messrs. De Silva & Mendis, Proctors, on the part of the petitioner, Francis Noel de Silva of Moratuwa, and the affidavits of the said petitioner dated June 27, 1939, and of the attesting notary dated July 21, 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 Francis Noel de Silva of Moratuwa accordingly.

C. NAGALINGAM, District Judge.

August 8, 1939.

27 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testam- Jurisdiction. ent of William Thorpe Bogle of No. 8,952. Colombo, in the Island of Ceylon, de- ceased.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on August 3, 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 August 1, 1939, an affidavit as to the due execution of the will, original will, certificate of death of the above-named deceased, and power of attorney in favour of the petitioner having been read: It is ordered that the will of the said deceased dated August 10, 1927, 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 one of the attorneys of the sole executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before August 24, 1939, show sufficient cause to the satisfaction of this court to the contrary.

C. NAGALINGAM, District Judge.

August 4, 1939.



29 In the District Court of Colombo.  
Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Mary Catherine Grey of 11A (formerly numbered 9A) Queens Park Avenue, Bournemouth in the County of Hants, England, widow, deceased.  
No. 8,955.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on August 7, 1939, in the presence of Mr. V. Manaratnam Cooke, Proctor, on the part of the petitioner Stanley Frederick de Saram of Colombo and (1) the affidavit of the said petitioner dated August 1, 1939, (2) the power of attorney dated May 23 and 24, 1939, and (3) the order of the Supreme Court dated July 28, 1939, having been read: It is ordered that the will of the said Mary Catherine Grey, deceased, dated August 29, 1933, a certified 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 Stanley Frederick de Saram is the attorney in Ceylon of the executors 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 September 7, 1939, show sufficient cause to the satisfaction of this court to the contrary.

August 7, 1939.

C. NAGALINGAM,  
District Judge.

40 In the District Court of Negombo.  
Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Noor Mohamed Marikkar, son of Sulaiman Lebbe Marikkar alias E. S. N. Noor Mohamed Marikkar late of Kilak-kuththeruwa, Keelakkarai in India.  
No. 3,101.

Segu Abdul Cader, son of Sulaiman Lebbe Marikkar of 369, Main street, Negombo ..... Petitioner.

- (1) Mohamedu Sulaiman Emma, of Keelakkarai in India, widow of Noor Mohamed Marikkar alias E. S. N. Noor Mohamed Marikkar, deceased, by her attorney Sulaiman Lebbe of 369, Main street, Negombo, (2) Mohamedu Abdul Cader Marikkar, son of Mohamedu Ibrahim Sahib Marikkar of 77, Main street, Negombo ..... Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq., District Judge of Negombo, on July 26, 1939, in the presence of Messrs. Ranasinghe & Raheeman, Proctors, on the part of the petitioner; and the petition and affidavit dated July 26, 1939, and July 20, 1939, respectively of the petitioner, and the affidavit dated July 14, 1939, of the four witnesses who subscribed to the last will having been read:

It is ordered that the last will dated September 26, 1935, of the above-named deceased, 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 August 22, 1939, show sufficient cause to the contrary to the satisfaction of this court.

It is further ordered that the said petitioner be and he is hereby declared entitled to have letters of administration with copy of will annexed to the above estate issued to him, unless the respondents or any other person or persons interested shall, on or before August 22, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 26, 1939.

T. WEERARATNE,  
District Judge.

In the District Court of Negombo.

28 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Walalgodage Girigoris Perera of Delwagura, deceased.  
No. 3,097.

Halpege Menikhamy of Delwagura ..... Petitioner.

- (1) Walalgodage Albert Perera of Delwagura, (2) Amerasinghe Charles Perera of ditto, as guardian ad litem of the 1st respondent ..... Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq., District Judge of Negombo, on May 26, 1939, in the presence of Mr. S. D. C. W. Senaratne, Proctor,

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on the part of the petitioner, and the petition and affidavit of the said petitioner dated May 26, 1939, respectively, having been read:

It is ordered that the petitioner, as the widow of the said deceased, be declared entitled to have letters of administration of the above estate issued to her, unless the respondent, above named or any other person or persons interested shall, on or before June 22, 1939, show sufficient cause to the contrary to the satisfaction of this court.

May 26, 1939.

T. WEERARATNE,  
District Judge.

The date for showing cause against this Order Nisi is extended to August 24, 1939.

T. WEERARATNE,  
District Judge.

30 In the District Court of Kalutara.  
Order Nisi declaring Will proved, &c.

Testamentary Jurisdiction. In the Matter of the Estate of the late Pathirage Panis Perera, deceased, of No. 2,874. Rambukkana.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on July 20, 1939, in the presence of Mr. N. E. S. Wijesekera, Proctor, on the part of the petitioner, Jasinge Dona Wijayawathie of Rambukkana; and the affidavit of the said petitioner dated July 15, 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 of his estate issued to her, unless the respondents or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 6th respondent be and he 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 September 11, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 20, 1939.

W. SANSONI,  
District Judge.

- (1) Pathirage Hemawathie of Hirana, (2) ditto Charlotte Wijewardene, (3) ditto Jinawathie Perera, (4) ditto Nimalasiri Dharmawardene, (5) ditto Lily Margaret Perera, (6) ditto James Perera, all of Rambukkana ..... Respondents.

29 In the District Court of Kandy.  
Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Ranawara Aratchige Yasohamy, deceased of Ulapone.  
No. T 100.

Ranawara Aratchige Piyasena of Ulapone .... Petitioner.

- (1) Lily, (2) Edmund, (3) Lewis Hannedige Edwin Fernando, all of Ulapone ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Kandy, on May 29, 1939, in the presence of Messrs. De Silva & Karunaratne, Proctors, on the part of the petitioner, Ranawara Aratchige Piyasena; and the affidavit of the said petitioner dated May 19, 1939, having been read.

It is ordered that the petitioner be and he is hereby declared entitled, as the brother of the above-named deceased to have letters of administration to the estate of the deceased issued to him, unless the respondents or any other person or persons interested shall, on or before August 24, 1939, show sufficient cause to the satisfaction of this court to the contrary.

May 29, 1939.

G. C. THAMBYAH,  
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of Pahathkumbure Kangara Mudiyansele Kiri Banda of Unambuwa of Bowela in Gangapahala korale of Udalapata, Aratchy of Unambuwa, deceased.  
No. T 110.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on August 2, 1939, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner Pahatkumbure Kangara Mudiyansele Loku Banda Nawaratne; and the affidavit of the said petitioner dated July 22, 1939, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the son of the above-named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents (1) Nawaratne Mudiyansele Puhani Mahatmayo, (2) Pahathkumbure Kangara Mudiyansele Ram Menike, (3) Pahathkumbure Kangara Mudiyansele Seelawathie Menike and (4) Pahathkumbure Kangara Mudiyansele Kamalawathie Menike, all of Bowala in Gangapahala korale of Udapalata, or any other person or persons interested shall, on or before August 28, 1939, show sufficient cause to the satisfaction of this court to the contrary.

August 2, 1939.

JAMES JOSEPH,  
District Judge.

36 In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Don Dionis Abeysinghe late of Owilana, No. 1,312. deceased.

Don Suwaris Abeysinghe, Vel-Vidane of Owilana . . . . . Petitioner.

(1) Wagachige Babahamy, (2) Ain Hamine Abeysinghe, (3) Kawaniyala Abeysinghe, (4) Gimarahamy Abeysinghe, (5) Babahamy Abeysinghe, all of Owilana, (6) Edirisin Aratchige Hennihamy of Kudahilla, (7) E. A. Don Hendrick, V. V. of Kudahilla, (8) Sedarahamy Abeysinghe, (9) Don Andris Abeysinghe, (10) Prancinahamy Abeysinghe, (11) Don Cornelis Abeysinghe, (12) Lisihamy Abeysinghe, (13) Don Charles Abeysinghe, all of Owilana . . . . . Respondents.

THIS matter coming on for disposal before V. S. Jayawickrama, Esq., District Judge of Tangalla, on June 26, 1939, in the presence of the petitioner appearing in person; and the affidavit of the petitioner dated June 26, 1939, having been read :

It is ordered and adjudged that the petitioner, D. S. Abeysinghe, is entitled, as an heir of the deceased, to letters of administration of the said estate, unless any person or persons interested shall, on or before August 31, 1939, show sufficient cause to the contrary.

It is further ordered and adjudged that the 7th respondent be appointed guardian *ad litem* over the 6th respondent, who is a minor, and that the 1st respondent be appointed guardian *ad litem* over the 8th, 9th, 10th, 11th, 12th, and 13th minor respondents, unless any person or persons interested shall, on or before August 31, 1939, show sufficient cause to the contrary.

June 26, 1939.

L. G. POULIER,  
Acting District Judge.

31 In the District Court of Jaffna:

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Gunapakiam alias Paruppillai, widow of the late Eliatamby Sangarapillai of Kanderodai, deceased.

Eliatamby Ripley Navaratnam of Alaveddy . . . . . Petitioner.

(1) Muthupillai, wife of Aiyathurai Kandiah of Kanderodai, (2) M. Arugesu Vythilingam and wife, (3) Mee-nadchiamma of Janga Gasa, Raymond road, Nuge-goda . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge of Jaffna, on July 26, 1939, in the presence of Mr. V. Somasunderam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated July 26, 1939, having been read :

It is ordered that the order dated July 22, 1939, granting letters of administration of the original petitioner Muthupillai, wife of Aiyathurai Kandiah of Kanderodai, be revoked and cancelled and letters of administration with the will annexed to the estate of the late Gunapakiam alias Paruppillai, widow of the late Eliatamby Sangarapillai of Kanderodai be granted to the present petitioner, Eliatamby Ripley Navaratnam of Alaveddy, the sole heir of the deceased, unless the respondents above named or any other person or persons shall appear before this court on September 15, 1939, and show cause to the satisfaction of this court to the contrary.

July 26, 1939.

C. COOMARASWAMY,  
District Judge.

26 In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of the late Sellappah Scenitamby No. 479. of Arapattai, deceased.

Subramaniam Jeewaretnam of Arapattai . . . . . Petitioner.

(1) Sellappah Pandit Poopalapillai of Kallady, (2) Sellappah Poopalapillai of Arapattai, (3) Sellappah Sivaham Pillai of Arapattai, presently of Madampe in Negombo, (4) Sellappah Eliyatamby of Arapattai, presently of Amptiya School, Kandy . . . . . Respondents.

THIS matter coming on for disposal before N. Sinnatamby, Esq., District Judge of Batticaloa, on July 26, 1939, in the presence of Mr. Charles S. Poopalaretnam, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated July 17, 1939, having been read :

It is ordered that the said petitioner be and she is hereby declared entitled, as the widow of said deceased, to have letters of administration to his estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before August 31, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 26, 1939.

N. SINNATAMBY,  
District Judge.