



THE
**CEYLON GOVERNMENT
 GAZETTE**

No. 8,533 — FRIDAY, OCTOBER 20, 1939.

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.

SUPREME COURT NOTICES.

IT is hereby notified that the Acting Chief Justice and the other Justices of the Supreme Court of the Island of Ceylon acting in their respective capacities of President and Judges of the Colonial Court of Admiralty of the Island of Ceylon have been pleased to appoint, with the approval of His Excellency the Governor, Mr. Guy O. Grenier, Registrar of the Supreme Court, to be Registrar of the Colonial Court of Admiralty of the Island of Ceylon in the exercise of its Prize jurisdiction.

By order,
GUY O. GRENIER,
Registrar, Supreme Court.

The Registry, Supreme Court,
Colombo, October 18, 1939.

IT is hereby notified that the President and the other Judges of the Colonial Court of Admiralty of the Island of Ceylon have been pleased to appoint, with the approval of His Excellency the Governor, Mr. Harry James Leigh Leigh-Clate, Acting Principal Collector of Customs, to be the Marshal of the Colonial Court of Admiralty of Ceylon as and from September 4, 1939, for the purpose of performing the duties and exercising the powers of Marshal of the said Court in the exercise of its Prize and other jurisdiction.

By order,
GUY O. GRENIER,
Registrar of the Prize Court.

The Registry, Supreme Court,
Colombo, October 18, 1939.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,426. In the matter of the insolvency of Thermajeeva Santhira Marthandar, carrying on business under the name, style, and firm of A. I. S. & Co., at 48, 4th Cross street, Pettah, Colombo.

WHEREAS the above-named T. S. Marthandar has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by K. R. Arunasalam, K. P., New Forest estate, Galaha, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said T. S. Marthandar insolvent accordingly; and that two public sittings of the court, to wit, on November 7, 1939, and on December 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,
Secretary.

October 11, 1939.

In the District Court of Colombo.

No. 5,427. In the matter of the insolvency of Gerald Gordon de Silva of Mabile, Wattala.

WHEREAS the above-named G. G. de Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by J. F. Seneviratne of Mutwal, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said G. G. de Silva insolvent accordingly; and that two public sittings of the court, to wit, on November 7, 1939, and on December 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,
Secretary.

October 12, 1939.

In the District Court of Colombo.

No. 5,429. In the matter of the insolvency of Victor Croner of 1/3, 60th Hampden lane, Wellawatta, Colombo.

WHEREAS the above-named Victor Croner has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by V. V. Perera of 56, Kirillapone Cross road, Nugegoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court

has adjudged the said Victor Croner insolvent accordingly; and that two public sittings of the court, to wit, on November 7, 1939, and on December 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,
Secretary.

October 16, 1939.

In the District Court of Kandy.
No. I. 24. In the matter of the insolvency of Telge Abraham Peiris of 19, King street, Matale.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 17, 1939, to appoint an assignee.

By order of court, R. B. RATNAIKE,
Secretary.

October 10, 1939.

In the District Court of Kandy.
No. 2,142. In the matter of the insolvency of A. R. Rajan of Kandy, carrying on business under the name, style, and firm of The Salm Stores, Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 10, 1939, for the consideration of the scheme of distribution filed in the above case.

By order of court, R. B. RATNAIKE,
Secretary.

October 12, 1939.

In the District Court of Badulla.

No. 36. In the matter of the insolvency of V. K. S. Seiyadu Abuthahir of Bazaar street, Badulla

WHEREAS M. Paramasevampillai has filed a declaration of insolvency of V. K. S. Seiyadu Abuthahir and a petition for the sequestration as insolvent of the estate, under the Ordinance No. 7 of 1853: Notice is hereby given, that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on November 28, 1939, and January 9, 1940, will take place for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

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

October 6, 1939.

NOTICES OF FISCALS' SALES.**Western Province.**

In the District Court of Colombo.

The Commissioner of Income Tax Petitioner.
No. A. I. 3,117
Ceylon Income Tax Vs.

Mr. E. L. F. de Silva of Red Cross, Kutteriyawala estate, Moratuwa Respondent.

NOTICE is hereby given that on Saturday, November 11, 1939, at 10 A.M. will be sold by public auction at the Fiscal's Office, Colombo, the following movable property for the recovery of the sum of Rs. 24,376.81, viz. :-

(1) 10,000 shares of Rs. 10 each in the Mahayaya Estates Co., Ltd. By Agents Messrs. Carson & Co., Ltd.
(2) Two shares of Rs. 200 each in the Orient Club Co., Ltd., Colombo.

Fiscal's Office,
Colombo, October 18, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

In the District Court of Colombo.

In the matter of the last will and testament of Sivaprakasa Ammal, deceased.

No. 5,460 Testy. Vs.

The Secretary, District Court, Colombo .. Official Administrator.

NOTICE is hereby given that on Saturday, November 18, 1939, commencing at 11 A.M., will be sold by public auction at the respective premises the following properties

for the recovery of the sum of Rs. 1,215.92 being deficiency of stamp duty due in this case, together with a further sum of Rs. 2.40 being cost of a fresh notice, viz. :—

The right, title, and interest of the following properties belonging to the estate of Sivaprakasa Ammal, deceased, to wit :—

(1) All that allotment of land with the buildings standing thereon formerly bearing assessment No. 21 and now bearing assessment No. 77, Brassfounder street, within the Municipality and District of Colombo, Western Province; and bounded on the north by assessment No. 83, Brassfounder street, east by Brassfounder street, south by assessment No. 75, Brassfounder street, and on the west by a wall; containing in extent 12 perches more or less.

(2) All that allotment of land with the buildings standing thereon formerly bearing assessment No. 30 and now bearing assessment No. 88, Brassfounder street aforesaid; bounded on the north by assessment No. 92, Brassfounder street, east by a wall, south by assessment No. 84, Brassfounder street, and on the west by Brassfounder street; containing in extent 10 perches more or less.

Fiscal's Office,
Colombo, October 18, 1939.

B. M. CHRISTOFFELZ,
Deputy Fiscal.

In the District Court of Colombo.

Augusta Marigory de Saram, wife of Cyril de Saram of Naiwala in Dasiya pattu of Alutkuru korale. Plaintiff.

No. 8,036/M.

Vs.

(1) Alagiyawanna Mohottiappuhamillage George Perera of Naranwala in the Adikari pattu of Siyane korale, (2) Alagiyawanna Mohottiappuhamillage Juwanis Perera of Kirikitta in the Adikari pattu aforesaid, and another Defendants.

NOTICE is hereby given that on Thursday, November 16, 1939, will be sold by public auction at the respective premises the following properties mortgaged with the plaintiff by bond No. 46 dated July 22, 1929, attested by F. B. P. Senewiratne, 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 18/22, 1939, for the recovery of the sum of Rs. 2,000, with interest thereon at 9 per cent. per annum from October 17, 1938, all payment in full and costs of suit taxed at Rs. 402.60, viz. :—

At 3.30 p.m.

1. All that field called Naganakumbura, situated at Ahugamman in the Adikari pattu of Siyane korale in the District of Colombo, Western Province; and bounded on the north by ela, on the east by the field of Neluwaththuduwa, on the south by Dawatagahakumbura, and on the west by the field of Kapuge; containing in extent about one bushel of paddy sowing or about 1½ acres.

At 4 p.m.

2. All that portion of land towards the south-west and now separated by drain and fences, in extent about one bushel of paddy sowing and the buildings and the trees thereon from and out of all that portion of land called Ehelagahawatta, situated at Naranwala in the Adikari pattu of Siyane korale aforesaid; which said entire land is bounded on the north by the live fence, of the land of Heeraluge Magilis Appu, east by the live fence of the land of Wijelathge Christian Vel Vidanerala, south also by the drain and live fence of the land of Wijelathge Christian, Vel Vidanerala, and west by minor cart road to Malwana; containing in extent about 1½ acres.

3. All that lot marked "A" of the land called Halgahawatta, together with the trees, plantations, and everything standing thereon, situated at Naranwala aforesaid; and bounded on the north by the portion of the land belonging to R. Podi Appu, east by the portions of the land marked B, south by the land belonging to Pabilis Appuhamy in plan No. 23,391, and on the west by the land belonging to John Singho; containing in extent about 1 rood and 3 24/100 perches.

4. All that lot marked C of the land called Halgahawatta, together with the trees, plantations, and everything standing thereon, situated at Naranwala aforesaid; and bounded on the north by the land belonging to Ranwalage Baba Appu, east by the portion of this land marked D allotted to Wijelathge Babahamy and by the portion of this land marked E allotted to Manamperumage Elisa Hamy, south by the land belonging to Egonis Appu and others of plan No. 233,912, and on the west by the portion

of the land marked B allotted to Wijelathpedige Marthahamy; containing in extent about 1 rood and 3 24/100 perches.

Prior Registration C 117/18, 178/269, 179/11, 181/282.

Fiscal's Office,
Colombo, October 18, 1939.

B. M. CHRISTOFFELZ,
Deputy Fiscal.

In the District Court of Colombo.

(1) Amerasinghe Medline Silva, wife of (2) Amarasinghe James Silva, both of Kotuwegoda in the Palle pattu of Hewagam korale Plaintiffs.

No. 10,353/M.

Vs.

(1) Appukkuttige Isabella Perera and her husband, (2) Embuldeniyage Don Thelenis, both of Gotatuwa in Ambatalenpahala of the Colombo Mudaliyar's Division Defendants.

NOTICE is hereby given that on Tuesday, November 14, 1939, at 3 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 2,200 dated November 2, 1934, and attested by F. J. Boteju, 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 September 14/15, 1939, for the recovery of the sum of Rs. 2,112.50, together with interest on Rs. 1,250 at 15 per cent. per annum from June 12, 1939, to August 4, 1939, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, Rs. 143.95, viz. :—

All that undivided 5/6 part or share from and out of the divided western one half portion of the land called Pelen-gahawatta and of the trees and plantations standing thereon, situated at Gotatuwa in Ambatalenpahala of Alutkuru korale south now of the Colombo Mudaliyars' division in the District of Colombo, Western Province; and bounded on the north by the property of P. Don Hendrick and others; on the east by the other portion of the same land, on the south and south-west by a road and the property of Francisu Perera, and on the west by the property of A. I. Perera and W. I. Perera; containing in extent 9 acres and 25 perches according to survey plan dated July 8, 1889, and made by A. L. Vanheer, Licensed Surveyor, the entire land being bounded on the north by a portion of this land belonging to Pathirage Janis Perera and the land belonging to Pahalage Don Hendrick, on the east by the land belonging to Suse Perera and Wela-tantrige Philippu Boteju, on the south by the land belonging to Francisu Perera, and on the west by a portion of this land belonging to Welikadage Carolis Perera and footpath; containing in extent 18 acres 1 rood and 32 5/100 perches.

Prior Registration B 301/99.

Fiscal's Office,
Colombo, October 18, 1939.

B. M. CHRISTOFFELZ,
Deputy Fiscal.

In the District Court of Colombo.

Joseph Aloysius Donatus Victoria of Colombo .. Plaintiff.

No. 10,617/M.

Vs.

(1) Patapili Halu Suwaris alias P. H. Henry of 53, Norris road, Pettah, Colombo, (2) Agampodi Randolph Mendis of New Colonial Hotel, Norris road, Pettah, Colombo, (3) Vana Ena Sayna Sangara Selliah Pillai of Sea street, Colombo, (4) Nana Muttu Palaniappa Pettiar, (5) Nana Thiagarajah Chettiar, carrying on business under 39 Vilasam of Nana Muna Awantari N. M. A. R. at Sea street, Colombo, (6) T. A. Fernando of New Colonial Hotel, Norris road, Pettah, Colombo Defendants.

NOTICE is hereby given that on Friday, November 17, 1939, at 4 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bonds Nos. 2,191, 2,223, and 2,323 dated January 13, 1938, March 16, 1938, and November 8, 1938, respectively attested by John Marcellus Pereira of Colombo, 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 3, 1939, for the recovery of the sum of Rs. 25,592.90, with interest on Rs. 23,000 at 12 per cent. per annum from July 24, 1939, to date of decree August 25, 1939, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, viz. :—

All that house and ground being lot B in plan No. 635 dated September 17, 1918, made by S. Sabaratnam, Licensed Surveyor together with the buildings standing

thereon bearing assessment No. 55s, 57, 57c (2-3), situated at Norris road in Pettah within the Municipality and District of Colombo, Western Province, which said lot B is a portion of the western $\frac{1}{2}$ of premises No. 2, Norris road; and is bounded on the north by lot A allotted to Patapili Halu John, on the east by lot C allotted to Ratnappuli Seoris, on the south by Norris road, and on the west by premises bearing assessment No. 1, Norris road; containing in extent 2 $\frac{28}{100}$ perches excluding therefrom a portion in extent 138 square feet acquired by the Colombo Municipal Council which said premises have recently been surveyed and is described according to plan thereof bearing No. 1,896 dated December 21, 1936, made by the said C. Sabaratnam, Licensed Surveyor, as follows:—

All that portion of land marked lots B and X, together with the buildings thereon presently bearing assessment Nos. 55, 57, 57 (1-3), situated at Norris road aforesaid; and bounded on the north by portion of lot A with building bearing assessment No. 55, on the east by lot C with building presently bearing assessment No. 57, on the south by Norris road, and on the west by premises presently bearing assessment No. 53; containing in extent in the aggregate 2.35 perches excluding therefrom the portion of land marked lot X in the said plan No. 1,896 which said lot X is in extent 0.57 perches; and bounded on the north by lot A, on the east by lot C bearing assessment No. 57, on the south by lot B bearing assessment No. 55, and on the west by premises No. 53.

Prior Registration A 255/9.

Fiscal's Office, Colombo, October 18, 1939. B. M. CHRISTOFFELSZ, Deputy Fiscal.

31 In the Court of Requests of Colombo.

(1) M. P. M. Narayanan Chottiar and two others, all carrying on business in partnership under the name, style, and firm of Moona Pana Moona at 234, Sea street, Colombo Plaintiffs.
No. 54,217.

(3) O. L. M. Madhavan of 448, Grandpass road, Colombo Defendant.

NOTICE is hereby given that on Wednesday, November 15, 1939, at 3.30 P.M., will be sold by public auction at the premises the right, title, and interest of the said 3rd defendant in the following property for the recovery of the sum of Rs. 275.25, with interest on Rs. 241 at 18 per cent. per annum from May 12, 1939, till date of decree May 29, 1939, and thereafter legal interest on the aggregate amount till payment in full and costs of suit:—Incurred costs Rs. 26.25 and prospective costs Rs. 11.50, viz.:—

All that undivided $\frac{1}{2}$ part or share of all that land and premises with the buildings standing thereon formerly bearing assessment No. 167, St. Joseph's street, presently said to be bearing assessment Nos. 448 and 450, situated at Grandpass road, Colombo, within the Municipality and District of Colombo, Western Province; and bounded on the north-east by the house and garden of Ibrahimsa, on the south-east by the garden of Assena Lebbe Ahamado Naina Marikar, south-west by the other part of Madar Sahibo, and on the north-west by Pass Nagalagam street now called St. Joseph's street; containing in extent 13 $\frac{72}{100}$ perches.

Fiscal's Office, Colombo, October 18, 1939. B. M. CHRISTOFFELSZ, Deputy Fiscal.

25 In the District Court of Avissawella.

P. L. M. Pitchappa Chetty & Co., Yatiyantota Plaintiff.

No. 2,177.

Digala Mudiyansele Punnappuhamy of Digala Defendant.

NOTICE is hereby given that on Thursday, November 16, 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 defendant for the recovery of the sum of Rs. 20,000, with interest thereon at 9 per cent. per annum

from date of decree till payment in full, less Rs. 650 recovered by sale of the mortgaged premises, in the following property, viz.:—

All that land called Kolutennehena, Uda-arambehena and Egodawattehena, situated at Digala in Atulugam korale of Three Korales in the District of Kegalla, Province of Sabaragamuwa, and bounded on the north by Dikelle village boundary, and Silinduegewatta, east by Digala Rubber estate, south by ela, and west by Dalukgahaekumburawella Kolutennegala; and containing in extent about 70 acres.

Valuation Rs. 10,500.

Fiscal's Office, Avissawella, October 16, 1939. S. AMIRTHALINGAM, Additional Deputy Fiscal.

27 Northern Province.

In the District Court of Jaffna.

In the matter of the estate of the late Manuepillai Selvadurai Bonaventure of Karaiyoor, deceased.

- (1) Bastiampillai Zacharias Thambippillai and wife,
- (2) Regina Thangaretnam of Karaiyoor. Administrators.

No. 8,084 Testy.

(1) Francis Xavier James and wife, (2) Reitha, daughter of M. C. Bonaventure of Karaiyoor and others Respondents.

NOTICE is hereby given that on Saturday, November 11, 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 2nd administrator for the recovery of the sum of Rs. 870, less Rs. 341.46 being funeral expenses and commission, viz., Rs. 528.54 (of this less a further sum of Rs. 213.54), and poundage and charges, in the following property, viz.:—

An undivided $\frac{3}{4}$ share of a piece of land, situated at Karaiyoor in Chundiculi Parish, Jaffna Division of the Jaffna District, Northern Province; called Puliadivayal Oruthanathoddam, in extent 4 lachams varagu culture, with stone-built house, well, and cultivated and spontaneous plantations; and bounded on the east by K. M. Chellappah, north by pond, west by rail road, and south by James and Ponrajah.

Fiscal's Office, Jaffna, October 16, 1939. M. SELVADURAI, Additional Deputy Fiscal.

28 Eastern Province.

In the District Court of Colombo.

British Ceylon Corporation, Limited, of Colombo Plaintiffs.

No. 5,551.

M. M. Subramaniam, Proctor of Trincomalee. Defendant.

NOTICE is hereby given that on Saturday, November 18, 1939, at 4 o'clock in the afternoon, will be sold by public auction at the spot the following property seized under writ of execution issued in the above case dated October 16, 1936, for the recovery of the sum of Rs. 1,064.38, with interest thereon at 9 per cent. per annum from April 30, 1939, till payment in full, Fiscal's fees and charges and poundage, less Rs. 200, viz.:—

An allotment of land called Adukkuph Kadu, situated at Marikanay village, town Division in Kaddukulampattu pattu of Kaddukulampattu korale of Trincomalee District, Eastern Province; and bounded on the north by reservation for a road, on the east by sea-shore, on the south by reservation along the Karachchi Vaan Odai and a road, and on the west by reservation along the road and Crown land, containing in extent exclusive of the road passing through the land 70 acres 3 roods and 20 perches according to the survey and description thereof authenticated by F. H. Grinlinton, Esq., Surveyor-General, bearing date June 27, 1903, No. 205,031; and registered C 4/66 in the Trincomalee District Land Registry Office.

Deputy Fiscal's Office, Trincomalee, October 17, 1939. B. VRASPILLAI, Additional Deputy Fiscal.

North-Western Province.

In the Additional Court of Requests of Kurunegala.

S. T. K. N. S. R. M. Ramasamy Chettiar of Kurunegala Plaintiff.
 No. 10,321. ⁴⁵ Vs. ^{oo}

(1) Luisa Colonne, (2) Henry David Colonne, both of Narammala Defendants.

NOTICE is hereby given that on Thursday, November 23, 1939, commencing from 1st and at 10 o'clock in the afternoon, will be sold by public auction at respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 135.36, with legal interest on Rs. 112.36 from May 17, 1938, till payment in full, less Rs. 25 and poundage, viz:—

1. Siyambalagahamulawatta, Hitinawatta, and Kongahamulawatta, all forming one property, situated at Dematagahawela in Dambadeni Uducaha korale north of Dambadeni Hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by land of Palingu Naide, deceased, and garden of Ukkuwa, east by garden of Siriyathie, garden of Punchirala, and garden of Migel, south by field of Punchirala, and west by Galakumbura; and containing in extent 1 rood and 32 perches and as per plan No. 77, all that lot No. 1 containing in extent 1 acre 3 roods and 30 perches; and bounded on the north by path, garden of Kira, K. A. Bandi Naide, and others, east by land of Banda and others, lot No. 2 in the said plan, south by paddy fields of Mrs. Kolonne and others, west by garden of Bandi Naide and others and field of Mrs. Kolonne and others with all the buildings, plantations, and everything thereon.

2. All that lot No. 3 of Scholewatta alias Thimbirigaharuppehena, situated at Dematagahawela aforesaid; and bounded on the north by garden of Suppremaniam Chetty and Hapuwa, east by field of Pini and others, south by road reservation lot No. 2, and west by Negombo road; and containing in extent 1 rood and 37½ perches, with all the buildings and plantations and everything standing thereon. The above properties are registered under title F 355/156 and F 343/33 and are subject to mortgage bond No. 1,255 dated April 27, 1937, and attested by R. E. de S. Jayasundera, Notary Public, for a sum of Rs. 2,000, and interest due thereon as provided in the said bond.

Fiscal's Office,
Kurunegala, October 17, 1939.

CHARLES DE SILVA,
Deputy Fiscal.

In the District Court of Kurunegala.

Hewadewage Punchi Singho and Abeysiri Moonesinhage Amolis Appu, carrying on business under the name, style, and firm of the General Stores, Kurunegala Plaintiffs.

No. 19,440.

Vs.

Mr. D. S. C. Pedris of Sylvakanda estate, Kurunegala Defendant.

NOTICE is hereby given that on Saturday, November 11, 1939, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 441.82, with further interest of Rs. 331.47 at the rate of 9 per cent. per annum from June 21, 1938, till payment in full, less Rs. 50, and poundage, viz:—

The life interest of the defendant in and to all that estate plantations and premises called and known as Kanadulla estate with the plantations and buildings thereon, situated in the villages of Kurudalpota, Pidiwilla, and Weerambuwa in Katugampola korale north of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Kurudalpota wewa and the road reservation along the road from Madampe to Dandagamuwa, on the east by the divided portion (marked B) of the same estate, on the south by the divided portion (marked B) of the same estate, lots Nos. 26, 21, 7, 6, 5, 4, and 3 described in B. S. P. P. No. 993 and the Gansabhawa road leading to Weerambuwa, and on the west by lot No. 3 in the said B. S. P. P. No. 993, the village limits of Pallewela and Kurudalpota, the burial ground and the Gansabhawa road leading to Weerambuwa and the reservation along it; and containing in extent exclusive of the Gansabhawa road, 154 acres 3 roods and 33½ perches, according to the plan No. 4,667 made on June 30, 1923, by G. P. Weeraratne, Licensed Surveyor, and excluding therefrom the portions in jungle. Registered at C 413/51. Subject to lease bond No. 741 dated April 20, 1938, attested by Mr. E. F. C. Modder, Notary Public.

Fiscal's Office,
Kurunegala, October 14, 1939.

CHARLES DE SILVA,
Deputy Fiscal.

In the District Court of Kurunegala.

Handugaladewage Podisingho Fernando of Paliya-pitiya in Dunagaha pattu of Alutkuru korale. Plaintiff.

No. 19,497.

Vs.

(1) Edirisinghe Arachchillage Adirian Appu, (2) ditto Subaseris Appuwa, (3) ditto Simon Singho, all of Kekillapitiya in Katugampola Medapattu korale Defendants.

NOTICE is hereby given that on Saturday, November 18, 1939, commencing at 4 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property mortgaged with the plaintiff by bond No. 5,376 dated July 26, 1938, and attested by W. R. Pathiraja, 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 March 7, 1939, for the recovery of the sum of Rs. 2,500, with interest thereon at the rate of 9 per cent. per annum from October 11, 1938, till payment in full and costs and poundage, viz:—

1. An undivided 21/40 share of the field called Paragahacumbura of 5 pelas paddy sowing extent, situate at Kekillapitiya in Katugampola Medapattu korale of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the liminary dam of the field called Kadjuwetiycumbura of Appuhamy korala, on the east by the ditch of the land of Punchappu Vedarala, on the south by the field of Appuhamy korala, and on the west by the land Bulugahamulawatta belonging to the defendants and others.

2. An undivided ¾ share of the southern portion of about 7½ lahas kurakkan sowing extent and of the plantations and buildings thereon from and out of the land called Bulugahamulawatta, in extent 1 pela of kurakkan sowing, situate at Kekillapitiya aforesaid; which said southern portion is bounded on the north by the live fence and the boundary stone of the land Paragahamulawatta belonging to Carolis and others, on the east by the ditch to the field Paragahacumbura, and on the south by the ditch of the land of Punchappuhamy Vedarala, and on the west by the boundary stones and Bulugahamulawatta.

Fiscal's Office,
Kurunegala, October 14, 1939.

CHARLES DE SILVA,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

36

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Walter Alwis Samarasinghe, No. 8,305. Mudaliyar of Colombo, deceased.

Jane Margaret Jayatileke of Sabapathy Waluwa, Kelaniya Petitioner.

Vs.

(1) Eliza Maha Abeyratne of Mampitiya, Galle, (2) Nellie Alwis Samarasinghe, c/o D. A. Jayatileke, Waragoda, Kelaniya, (3) Charlotte Maud Perera of Nawala, Rajagiriya, (4) Harriet Samarasinghe, (5) Audrey Samarasinghe, (6) Norline Samarasinghe, (7) Rachel Samarasinghe, all of Quarry House, Kalutara, 4th to 7th respondents are minors appearing by their guardian *ad litem*, (8) Mrs. Grace Jayasekera of Sri Maha, Vihara road, Pamankade, Wellawatta Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October, 4, 1939, in the presence of Mr. D. E. Weerasooriya, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated September 26, 1939, having been read:

It is ordered (a) that the 8th respondent be and she is hereby appointed guardian *ad litem* of the minors, the 4th to 7th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as sister and one of the heirs 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 November 2, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 5, 1939.

C. NAGALINGAM,
District Judge.

28 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of Intestate Estate of
Jurisdiction. Weerapperuma Achchi Atukorallage Jane
No. 9,004. Felicia Jayawardena of 21, Hedges Court,
Colombo, deceased.

Louise Pearl Constance Wijesekera of 21, Hedges
Court, Colombo Petitioner.

And

(1) Gajanayaka Pannirupelage Don Martinus Perera
Seneviratne Goonewardene Muddiyar, (2) Helen Irene
Goonetilleka, and (3) Princes Diana Monica Goone-
tilleka, all of 21, Hedges Court, Colombo. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 19, 1939, in the presence of Mr. Fred G. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 11, 1939, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as daughter 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 October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 13, 1939.

C. NAGALINGAM,
District Judge.

34 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Arthur Martin Weerasinghe of Etul
No. 9,006. Kotte in the Palle pattu of Salpiti korale,
deceased.

Elizabeth Weerasinghe of Etul Kotte aforesaid. Petitioner.

(1) Pearl Constance Wijesekera, (2) Ruby Teresa
Weerasinghe, (3) Doreen Weerasinghe, (4) Michael
Hercules Weerasinghe, (5) Thomas Weerasinghe,
(6) Rita Malini Weerasinghe, (7) Godfrey Antony
Weerasinghe, all of Etul Kotte aforesaid, 1st to 7th
respondents are minors appearing by their guardian
ad litem (8) Stephen Isidore de Silva of Ceylon State
Mortgage Bank, Colombo. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 19, 1939, in the presence of Mr. Victor A. P. Nanayakkara, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 14, 1939, having been read:

It is ordered (a) that the 8th respondent be and he is hereby appointed guardian *ad litem* of the minors, 1st to 7th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 22, 1939.

C. NAGALINGAM,
District Judge.

36 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Nallamal, wife of A. S. Thayu-
No. 9,008. manapillai of Colombo, deceased.

A. S. Thayumanapillai, presently of Sea street,
Colombo Petitioner.

(1) T. Sivaganam, (2) T. Thiagarajah, both of Pon-
heri village, South India, (3) Sowpakiavathy, wife
of Chelliah Pillai of Vadapalaipatti South India,
(4) Manikathamal, wife of Ponnusamy Pillai of Ra-
galla, (5) Rajambal, wife of Muthiah Pillai of Ragalla,
(6) Gavarambal, wife of Marimuthu of Navilla estate,
(7) Thanalethimi, presently of Colombo, a minor
appearing by her guardian *ad litem* (8) T. Mari-
muthu Pillai. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 20, 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 September 15, 1939, and (2) the Supreme Court order dated August 25, 1939, having been read:

It is ordered (a) that the 8th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 7th respondent above named, to represent her for all the purposes of this action, and (2) 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 October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 27, 1939.

C. NAGALINGAM,
District Judge.

33 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and
Jurisdiction. Effects of the late Degiri Garlin Agnes
No. 9,011. Perera of 78, Galle road, Kaldemulla,
deceased.

Reginald Vincent Silva Jayasekera of 78, Galle road,
Kaldemulla Petitioner.

And

(1) Reginald Quintus Silva Jayasekera, (2) Consy Iran-
gani Silva, (3) Ranjan Leslie Silva
Jayasekera, 1st to 3rd respondents are minors
appearing by their guardian *ad litem* (4) Degiri
Andrew Balthazar Perera, all of Kalde-
mulla. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 21, 1939, in the presence of Mr. C. R. de Alwis, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 8, 1939, having been read:

It is ordered (a) that the 4th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st to 3rd respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as widower 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 October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 26, 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 Warnakulasuriya Josephine
No. 9,013 Daberera of Marawila, deceased.

Warnakula Weerasuriya Gabriel Fernando of Mara-
wila Petitioner.

And

(1) Warnakula Weerasuriya Peter Christy Fernando,
(2) Warnakula Weerasuriya Magline Fernando, both
of Marawila. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 26, 1939, in the presence of Mr. W. W. Aloysius Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 20, 1939, having been read:

It is ordered 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 October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 28, 1939.

C. NAGALINGAM,
District Judge.

39 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Rajapaksapathirajawasan Waharakagama-
No. 9,014. gamage Don Juwanis Vedarala of Udan-
mita, deceased.

Subasinghe Appuhamillage Dona Jane Nona Hamine
of Udannita Petitioner.

Rs. 20 Vs. 29
(1) Rajapaksapathirajawasan Waharakagamage Dona
Lcelawathie. (2) Rajapaksapathirajawasan Wa-
harakagamage Don Philip Wijesoma. (3) Rajapaksa-
pathirajawasan Waharakagamage Don Gunasckerā,
(4) Rajapaksapathirajawasan Waharakagamage Don
Jayasekera, (5) Rajapaksapathirajawasan Waharak-
gamage Dona Premawathie, (6) Rajapaksapathiraja-
wasan Waharakagamage Dona Somawathie, all of
Udammitta, 1st to 6th respondents are minors appear-
ing by their guardian *ad litem* (7) Karunanayake
Pathirennelalage David Karunanayake of Hubuti-
yawa in Udugaha pattu Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 26, 1939, in the presence of Mr. U. L. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 18, 1939, having been read:

It is ordered (a) that the 7th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st to 6th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 28, 1939.

C. NAGALINGAM,
District Judge.

26 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Dora Margaret Jayasuriya of
No. 9,015. The Chalet, Bagatalle road, Colombo,
deceased.

Iris Jayawickreme *nee* de Silva, presently of the Dis-
trict Judge's Bungalow, Tangalla Petitioner.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on September 26, 1939, in the presence of Mr. J. G. S. Wijeyeratne, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated September 16, 1939, and (2) of the attesting Notary dated September 25, 1939, having been read:

It is ordered that the last will of Dora Margaret Jayasuriya, 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 any person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 28, 1939.

C. NAGALINGAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment and Codicil of Edward Durant
No. 9,023. Molyneux of 56, Bloom street in the
City of Manchester, deceased.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 4, 1939, in the presence of Messrs Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Percy John Parsons of Colombo; and the affidavit of the said petitioner dated October 2, 1939, a certified copy of probate, a certified copy of the last will and testament and codicil of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's Order dated September 22, 1939, having been read: It is ordered that the will of the said deceased dated January 10, 1938, and a codicil thereto dated January 10, 1938, of which a certified copy has been produced and is now deposited in this court, be and the same are 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 and codicil annexed issued to him accordingly, unless any person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 4, 1939.

C. NAGALINGAM,
District Judge.

32 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Mahamarakkalage Joseph Peter Perera of
No. 9,031. Moratuwella in Moratuwa, deceased.

Lindamulage Mary Florence de Silva of Moratuwella
in Moratuwa Petitioner.

And

(1) Silma Joyce Mary Perera, (2) Eunice Margaret Perera, (3) Mervyn Joseph Anthony Perera, (4) Rex Malcolm Perera, all of Moratuwella in Moratuwa, 1st to 4th respondents are minors appearing by their guardian *ad litem* (5) Thomas Marcus Peter de Silva of Idama in Moratuwa Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 9, 1939, in the presence of Mr. Alfred Victor Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 7, 1939, having been read:

It is ordered (a) that the 5th respondent 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, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before November 16, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 10, 1939.

C. NAGALINGAM,
District Judge.

42 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Ethmadalage Joramano *alias*
No. 9,032. Jermanu Perera of Peralanda, Ragama
in the Ragam pattu of Aluthkuru
korale in the District of Colombo,
deceased.

Ethmadalage Winifert *alias* Winifred Perera of Pera-
landa, Ragama aforesaid Petitioner.

And

(1) Ethige Agnes Silva, (2) Ethmadalage Rosalin Perera, (3) Ethmadalage Solomon Perera, (4) Ethmadalage Joseph Perera, (5) Ethmadalage Justin Victor Perera, and (6) Ethmadalage Julian Perera, all of Peralanda Ragama aforesaid, 5th and 6th respondents are minors appearing by their guardian *ad litem* (7) Ethige Felix Silva of Peralanda, Ragama aforesaid Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 9, 1939, in the presence of Mr. B. James St. Valentine Perera, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated October 3, 1939, and (2) of the attesting witnesses dated October 3, 1939, having been read:

It is ordered that the last will of Ethmadalage Joramano *alias* Jermanu Perera, deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the 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 November 16, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 7th respondent be and he is hereby appointed guardian *ad litem* of the minors the 5th and 6th respondents above named to represent them for all the purposes of this action.

October 11, 1939.

C. NAGALINGAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Mary Jebamoney Doss of 15/18,
No. 9,037. Ixora Gardens, Green path, Colpetty in
Colombo, deceased.

Mary Beatrice Rajarajnal Jey Raj of 15/18, Ixora Gardens,
Green path, Colpetty, Colombo Petitioner.

And

(1) Ebernie Theodoruss of Mowbray School,
Kandy, (2) K. Karunaratne/Koipillai of 15/18, Ixora
Gardens, Green path, Colpetty, Colombo . . Respondents.

THIS matter coming on for disposal before C.
Nagalingam, Esq., District Judge of Colombo, on October
12, 1939, in the presence of Mr. A. R. M. Razeen, Proctor, on
the part of the petitioner above named; and the affidavit
of the said petitioner dated January 24, 1939, having been
read:

It is ordered that the petitioner be and she is hereby
declared entitled, as eldest daughter of the above-named
deceased, to have letters of administration to her estate
issued to her, unless the respondents above named or any
other person or persons interested shall, on or before
October 26, 1939, show sufficient cause to the satisfaction of
this court to the contrary.

C. NAGALINGAM,
District Judge.

October 12, 1939.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Annie Charsley, late of Flat 2,
No. 9,038. 9, St. Michaels place, Brighton in the
County of Sussex, England, spinster,
deceased.

THIS matter coming on for disposal before C.
Nagalingam, Esq., District Judge of Colombo, on October
13, 1939, in the presence of Mr. V. Gnanaratnam Cooke,
Proctor, on the part of the petitioner, Stanley Frederick de
Saram of Colombo, and (1) the affidavit of the said
petitioner dated October 12, 1939, (2) the power of attorney
dated July 27, 1939, and (3) the order of the Supreme Court
dated September 22, 1939, having been read: It is ordered
that the will of the said Annie Charsley, deceased, dated
March 28, 1939, an exemplification 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 October 26, 1939, show
sufficient cause to the satisfaction of this court to the
contrary.

C. NAGALINGAM,
District Judge.

October 13, 1939.

In the District Court of Negombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Ranhotipedige Jamba of Ihala
No. 3,099. Madampella, deceased.

Ranhotipedige Sima of Ihala Madampella Petitioner.

THIS matter coming on for disposal before T.
Weeraratna, Esq., District Judge of Negombo, on
July 21, 1939, in the presence of Mr. M. P. Jayawardane,
Proctor, on the part of the petitioner and the petition; and
the affidavit dated June 22, 1939, and May 18, 1939,
respectively of the petitioner and the affidavit dated May 18,
1939, of the attesting witnesses and the affidavit dated
July 18, 1939, of the attesting notary, having been read:

It is ordered that the last will and testament of the above-
named deceased No. 16,670 dated April 28, 1939, attested
by Mr. H. A. J. Senanayake, Notary Public, and now
deposited in this court, be and the same is hereby declared
proved, unless any person or persons interested shall, on or
before August 18, 1939, show sufficient cause to the contrary
to the satisfaction of this court.

It is further ordered that the petitioner is the executor
named in the said will and that he is entitled to have probate

thereof issued to him accordingly, unless any person or
persons interested shall, on or before August 18, 1939, show
sufficient cause to the satisfaction of this court to the
contrary.

T. WEERARATNA,
District Judge.

July 21, 1939.

Time for showing cause against this *Order Nisi* is hereby
extended to October 24, 1939.

October 3, 1939.

T. WEERARATNA,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Thenkutti Amis de Silva Goonasekera
No. 2,876. Karunaratne, deceased of Kaluwa-
modera in Alutgambadde.

THIS matter coming on for disposal before Waldo
Sansoni, Esq., District Judge of Kalutara, on August 9,
1939, in the presence of Mr. Arthur de Silva, Proctor, on
the part of the petitioner, Thenkutti Barteon Benjamin
de Silva Karunaratne of Kaluwamodara; and the affidavit
of the said petitioner dated June 23, 1939, having been read:

It is ordered that the will of Thenkutti Amis de Silva
Goonasekera Karunaratne of Kaluwamodara, deceased,
dated February 23, 1939, and bearing number 859 and now
deposited in this court, be and the same is hereby declared
proved, unless the respondents—(1) Sendahandi Emaliya
de Silva Wijeratre, (2) Thenkutti Andy Silva Karuna-
ratne, both of Kaluwamodara, (3) ditto Dennie Malini
Karunaratne of Panadure, (4) ditto Edwin de Silva Karuna-
ratne, (5) ditto Litman de Silva Karunaratne, (6) ditto
Winifred de Silva Karunaratne, all of Kaluwamodara,
(7) Sinhara Monis de Silva, (8) ditto Linnie Branda de
Silva, (9) ditto Newton L. de Silva, (10) ditto Clarie de
Silva, (11) ditto Austin de Silva, (12) ditto Tillie de Silva,
all of Moragalla (9th to 12th minor respondents by their
guardian *ad litem* the 7th respondent), respondents, or any
other person or persons interested shall, on or before
September 29, 1939, show sufficient cause to the satisfaction
of this court to the contrary.

It is further declared that the said Thenkutti Barteon
Benjamin de Silva Karunaratne of Kaluwamodera is the
executor named in the said will, and that he is entitled
to have probate of the same issued to him accordingly,
unless the respondents or any other person or persons
interested shall, on or before September 29, 1939, show
sufficient cause to the satisfaction of this court to the
contrary.

It is further declared that the said 7th respondent
be and he is hereby appointed guardian *ad litem* over the
said 9th to 12th respondents, who are minors, for all the
purposes of this action, unless the said respondents shall,
on or before September 29, 1939, show sufficient cause
to the satisfaction of this court to the contrary.

W. SANSONI,
District Judge.

August 9, 1939.

The date for showing cause against this *Order Nisi*
is extended to November 3, 1939.

September 29, 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
Jurisdiction. Ismail Lebbe Marikar Abdul Asees
No. 2,883. Marikar, deceased of Alutgam Veediya.

(1) I. L. Mahmoodu Marikar, (2) A. A. M. M. Haniffa,
(3) A. A. Hamid, all of Alutgam Veediya Petitioners.

And

(1) Abdul Asees Marikar Mohamed Athas, (2) ditto
Zahir, (3) ditto Silhanim, (4) ditto Sitti Rasia, (5)
ditto Mohamed Nasir, (6) ditto Mohamed Jiffry,
(7) ditto Kadija Hanim, (8) ditto Mohamed Shafi,
(9) ditto Mohamed Ismail; 4th to 9th are minors
by their guardian *ad litem*, (10) Abdul Rahman
Marikar Mohamed Hanifa, all of Alutgam Vee-
diya Respondents.

THIS matter coming on for disposal before Waldo
Sansoni, Esq., District Judge of Kalutara, on September 19,
1939, in the presence of Mr. A. M. A. Wadood, Proctor,
on the part of the petitioners, (1) I. L. M. M. Marikar,
(2) A. A. M. M. Haniffa, (3) A. A. M. A. Hamid, all of
Alutgam Veediya; and the affidavit of the petitioners
dated September 10, 1939, having been read:

It is ordered that the will of I. L. M. A. Asees Marikar, deceased, dated December 27, 1938, bearing No. 171 and now deposited in this court, be and the same is hereby declared proved, unless the respondents or any person or persons interested shall, on or before October 24, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said petitioners (1) I. L. M. M. Marikar, (2) A. M. M. Haniffa, (3) A. A. M. A. Hamid are the executors named in the said will, and that they are entitled to have probate of the same issued to them accordingly, unless the respondents or any person or persons interested shall, on or before October 24, 1939, show sufficient cause to the satisfaction of this court to the contrary. And it is further declared that the 10th respondent be and he is hereby appointed guardian *ad litem* over the 4th to 9th respondents, who are minors; for all purposes of this action, unless sufficient cause be shown to the contrary on or before October 24, 1939.

September 19, 1939.

W. SANSONI,
District Judge.

In the District Court of Kandy.

37/ Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testamentary Jurisdiction. and Codicils of Harry Frederick No. T 109. Ensor Harris, deceased of Watagoda Estate, Halloluwa.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on July 11, 1939, in the presence of Mr. M. A. Vanderzall, Proctor, on the part of the petitioner Mr. Ossat Perry Mount of Colombo, attorney of Louis Noel Ensor Harris of New Zealand; and the affidavits of the said petitioner dated June 26, 1939, and of the attesting witnesses dated July 16, 1939, and April 5, 1939, and certified copies of the power of attorney dated January 17, 1939, and deed of substitution bearing No. 1,281 and dated May 18, 1939, having been read:

It is ordered that the last will of the above-named deceased dated December 1, 1928, and the codicil dated December 12, 1938, and now deposited in this court and the codicil dated March 19, 1938, an uncertified copy of which has been deposited in this court be and the same is hereby declared proved, unless the respondents, M. M. Annamallai Chetty of Peragolla estate, Peradeniya, and P. Kandiah of Yahalattenna estate, Kandy, or any other person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is as the attorney of the said Louis Noel Ensor Harris one of the executors nominated in the said last will entitled to have letters of administration with copies of the will and codicils attached issued to him accordingly, unless the said respondents or any other person or persons interested shall, on or before the said date show sufficient cause to the satisfaction of this court to the contrary.

July 17, 1939.

JAMES JOSEPH,
District Judge.

In the District Court of Kandy.

29/ Order Nisi.

Testamentary In the Matter of the Estate of Herath Mudiyansegedera Punchi Banda *alias* No. T 111. A. P. Banda, deceased, of Alutgama in Lower Dumbara, Kandy.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on September 21, 1939, in the presence of Mr. A. V. Perera, Proctor, on the part of the petitioner, Herath Mudiyansegedera Tikiri Menika; and the affidavit of the said petitioner dated August 4, 1939, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents—(1) Pinchi Amma Herath Deegala, (2) Heen Banda, ditto, (3) Seelawathie, ditto, (4) Kuda Banda, ditto, (5) Anulawathie, ditto, all of Alutgama, (6) Ratnayake Mudiyansegedera Mutu Banda, (7) ditto Tikiri Banda, (8) ditto Mutu Menika, (9) ditto Erawathie Menike, (10) ditto Ram Banda, (11) Nandawathie Menike, all of Deegala, and (12) H. M. Mudalihamy of Alutgama, the 1st to 5th respondents, minors, by their guardian *ad litem* the 12th

respondent, or any other person or persons interested shall, on or before October 26, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 21, 1939.

JAMES JOSEPH,
District Judge.

In the District Court of Tangalla.

38/ Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Meegasdaniyekankanamge Sendirisappu No. 1,314. of Ovilana.

THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge of Tangalla, on August 26, 1939, in the presence of Mr. H. D. Ratnatunga, Proctor, on the part of the petitioner executor; and the affidavit of Meegasdaniyekankanamge Davithami dated August 25, 1939, having been read with the affidavit of the attesting notary and the subscribing witnesses:

It is ordered that the will of Meegasdaniyekankanamge Sendirisappu of Ovilana, deceased, dated July 3, 1938, be and the same is hereby declared proved, unless the respondents—(1) Meegasdaniyekankanamge Babahami, (2) Meegasdaniyekankanamge Gimarahami, (3) Meegasdaniyekankanamge Leelawathie, (4) Meegasdaniyekankanamge Kusumawathie, (5) Meegasdaniyekankanamge Nandawathie, (6) Ratnayakakankanamge Samadahami, (7) Meegasdaniyekankanamge Karunawathie, shall, on or before October 23, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, Meegasdaniyekankanamge Davithami of Ovilana, is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless the said respondents shall, on or before October 23, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that Ratnayakakankanamge Samadahami be appointed the guardian *ad litem* over the minor, Meegasdaniyekankanamge Karunawathie, daughter of the said deceased, unless the said respondents shall, on October 23, 1939, show sufficient cause to the satisfaction of this court to the contrary.

September 21, 1939.

V. S. JAYAWICKREME,
District Judge.

In the District Court of Jaffna.

36/ Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Nachchippillai, widow of Ampalavanar No. 707. Kathiravelu of Tholpuram, deceased.

Kathiravelu Mahadevan of Tholpuram. Petitioner.

Rs. 16.00 Vs. 29/ (1) Kathiravelu Poopalasingham of Tholpuram, (2) Pooledchumy daughter of Kathiravelu of Tholpuram, (3) Nuchchamma, daughter of Kathiravelu of ditto. (4) Ampalavanar Theiyar Pagar of Tholpuram. Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on February 27, 1939, in the presence of Mr. V. Elaitthamby, Proctor, on the part of the petitioner and the affidavits and petition of the petitioner from which it appears that the above-named 4th respondent who is the paternal uncle of the minors, the above-named 2nd and 3rd of respondents, is a fit and proper person to be appointed guardian *ad litem* in their case for the purpose of protecting their interests in this case and that the petitioner is entitled to have letters of administration to the estate of the said intestate, having been read:

It is ordered that the above-named 4th respondent, the appointed guardian *ad litem* over the minors the above-named 2nd and 3rd respondents and that letters of administration to the estate of the said intestate be granted to the petitioner, unless the respondents shall appear before this court on April 26, 1939, and show cause to the contrary to the satisfaction of this court.

March 14, 1939.

C. COOMARASWAMY,
District Judge.

Time to show cause extended to October 27, 1939.

October 4, 1939.

C. COOMARASWAMY,
District Judge.

37 In the District Court of Jaffna.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Thangamuthu, widow of Kandiah of No. 741. Moolai, deceased.

(1) Kanapathippillai Velupillai, and (2) wife, Naga-muthu of Moolai Petitioners.

(1) Sinnathanby Sangarappillai of Moolai, and (2) wife, Achchikkuddy of ditto, (3) Sinnathanby Kumariah of Moolai, (4) Velupillai Rajah, and wife, (5) Sinnachchippillai of ditto, (6) Sithamparanachchiar, daughter of Appachchippillai of ditto, (7) Appachchippillai Velupillai of ditto, (8) Ratnam, daughter of Appachchippillai of ditto (minor)..... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge of Jaffna, on May 10, 1939, in the presence of Mr. V. Elaiyatamby, Proctor, on the part of the petitioners and on reading the affidavit of the petitioners dated May 19, 1939, from which it appears that the above-named 7th respondent is a fit and proper person to be appointed guardian *ad litem* over the minor, the above-named 8th respondent, and that the petitioners are entitled to have letters of administration to the estate of the above-named deceased :

It is ordered that the above-named 7th respondent be appointed guardian *ad litem* over the minor, the above-named 8th respondent, and that letters of administration to the estate of the above-named deceased be issued to the petitioner, unless the respondents shall, appear before this court on June 28, 1939, and show cause to the contrary to the satisfaction of this court.

June 23, 1939. C. COOMARASWAMY, District Judge.

Time to show cause extended to October 27, 1939.

September 22, 1939. C. COOMARASWAMY, District Judge.

32 In the District Court of Jaffna.
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Arumugam Kandiah of Karaitivu East, No. 778. deceased.

Muttupillai, widow of Arumugam Kandiah of Karaitivu East Petitioner.

(1) Arumugam Ponniah of Karaitivu East, (2) Arumugam Velupillai of Karaitivu East, (3) Sanmugam Ramalingam of ditto (minor), (4) Kasupathy, widow of Sanmugam of ditto Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on September 8, 1939, in the presence of Mr. P. Casippillai, Proctor, on the part of the petitioner ; and the affidavit of the petitioner dated September 7, 1939, having been read : It is ordered that the above-named 4th respondent be appointed guardian *ad litem* over the minor, the above-named 3rd respondent, for the purpose of representing him and acting on his behalf in the testamentary proceedings to be had in this case, and it is declared that the petitioner is the widow of the said deceased and is entitled to have letters of administration to the estate of the said deceased issued to her, unless the respondents appear before this court on September 27, 1939, and show sufficient cause to the satisfaction of this court to the contrary.

September 8, 1939. C. COOMARASWAMY, District Judge.

The above *Order Nisi* is extended for October 30, 1939.

C. COOMARASWAMY, District Judge.

26 In the District Court of Jaffna.
Order Nisi.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. Kanagamma, widow of Vaithilingam No. 781. Nallathamby of Urumpiray, deceased.

Kanthar Velupillai of Urumpiray..... Petitioner.

Vs. Lechunry, wife of Kanthar Velupillai of Urumpiray..... Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on September 12, 1939, in the presence of Mr. P. Casippillai, Proctor, on the part of the petitioner ; and the affidavit of the petitioner dated September 9, 1939, having been read :

It is ordered that the petitioner as father of the said deceased is entitled to take out letters of administration to the estate of the said deceased and that letters of administration to the estate of the said deceased will be issued to him, unless the respondent appear before this court on October 11, 1939, and show sufficient cause to the satisfaction of this court to the contrary.

September 15, 1939. C. COOMARASWAMY, District Judge.

The above *Order Nisi* is extended for November 17, 1939.

C. COOMARASWAMY, District Judge.

35 In the District Court of Jaffna (held at Point Pedro).
Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ramoe Kanapathippillai of Karavetty No. 98/P. T. North, deceased.

Kanapathippillai Appudurai of Karavetty North Petitioner.

(1) Kanapathippillai Pennambalam of Karavetty North, (2) Vallinathan Kanapathippillai of ditto, (3) Selladurai Kidnamoorthy of ditto, (4) Chellam, widow of Chelladurai of ditto Respondents.

THIS matter coming on for disposal before S. Rodrigo, Esq., Additional District Judge, on August 9, 1939, in the presence of Mr. K. Subramaniam, Proctor, on the part of the petitioner ; and the petition and affidavit of the petitioner having been read :

It is ordered that the 1st and 3rd respondents are minors and that the 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and that the 4th respondent be appointed guardian *ad litem* over the minor, the 3rd respondent, and that letters of administration to the estate of the late Ramoe Kanapathippillai be issued to the petitioner, unless the respondents or any other person shall appear before this court on or before August 25, 1939, and show sufficient cause to the satisfaction of this court to the contrary.

August 22, 1939. S. RODRIGO, Additional District Judge.

Extended to September 15, 1939.

S. RODRIGO, Additional District Judge.

Extended to October 26, 1939.

S. RODRIGO, Additional District Judge.

24 In the District Court of Trincomalee.
Order Nisi.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late Saravanamuttu Nadarasapillai No. 254. of Trincomalee, deceased.

Nadarasapillai Balasubramaniam of Division No. 6, Trincomalee Petitioner.

Vs. Wallinayaggy, wife of Balasubramaniam of ditto .. Respondent.

THIS matter coming on for disposal before J. Wilmot Perera, Esq., District Judge, Trincomalee, on October 13, 1939, in the presence of Messrs. Kandaiya & Mailwaganam, Proctors, on the part of the petitioner above named ; and the affidavit of the said petitioner dated July 15, 1939, having been read :

It is ordered that the petitioner be and is hereby declared entitled, as the son 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 November 2, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 13, 1939.

J. WILMOT PERERA, District Judge.