



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

No. 8,544 — FRIDAY, NOVEMBER 3, 1939.

*Published by Authority.*

**PART II.—LEGAL.**

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

	PAGE		PAGE
Draft Ordinances .. .. .	1064	Supreme Court Notices .. .. .	—
List of Jurors and Assessors .. .. .	—	District and Minor Courts Notices .. .. .	—
Passed Ordinances .. .. .	—	Notices in Insolvency Cases .. .. .	1066
Governor's Ordinances .. .. .	—	Council of Legal Education Notices .. .. .	—
List of Notaries .. .. .	—	Notices of Fiscals' Sales .. .. .	1068
Notifications of Criminal Sessions of the Supreme Court .. .. .	1063	Notices in Testamentary Actions .. .. .	1068
		Miscellaneous .. .. .	—

PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

## DRAFT ORDINANCES.

## MINUTE.

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

L. D.—O 23/39

**An Ordinance to provide for the grading and marking of agricultural produce and of certain articles of food or drink, and for purposes connected with the matters aforesaid.**

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

Short title.

**1** This Ordinance may be cited as the Agricultural Produce (Grading and Marking) Ordinance, No. of 1939.

Regulations prescribing grade designations and marks, &c.

**2** (1) The Executive Committee of Agriculture and Lands may make regulations—

- (a) prescribing such designations (hereinafter referred to as "grade designations") as the Committee may consider appropriate to indicate the quality of any scheduled article, and defining the quality indicated by each designation so prescribed ;
- (b) specifying appropriate marks (hereinafter referred to as "grade designation marks") to represent particular grade designations ;
- (c) prescribing the officers by whom, and the conditions upon which, certificates may be granted authorising the marking with a grade designation mark of any article in respect of which such mark has been prescribed, or of any covering which contains, or label which is attached to, any such article ;
- (d) prescribing the form of certificates granted under this Ordinance and the fees or scales of fees payable therefor ;
- (e) specifying the grounds upon which a prescribed officer may refuse to grant a certificate under this Ordinance, and providing for appeals to the Minister from such refusals and for the fees to be paid upon such appeals ;
- (f) providing for the recovery, from persons to whom certificates are granted under this Ordinance, of any expenses incurred in connexion with the manufacture or use of any die, block, machine or other instrument requisite for the purpose of the reproduction of any grade designation mark, or in connexion with the manufacture or use of any covering or label marked with a grade designation mark ;
- (g) specifying the mode of marking articles with grade designation marks, the manner in which such articles shall be packed, the type of covering or label to be used, and the quantity of such articles to be included in each such covering ;
- (h) amending the Schedule to this Ordinance by the addition thereto of any article of agricultural produce ;
- (i) providing for the detention and disposal of articles ordered to be forfeited to His Majesty under this Ordinance ;
- (j) providing for any matters incidental to or connected with the matters specifically referred to in this sub-section.

(2) No regulation shall have effect unless it is approved by the State Council and ratified by the Governor. Notification of such approval and ratification shall be published in the Gazette.

(3) Every regulation shall on the publication of the approval and ratification of that regulation under sub-section (2) be as valid and effectual as if it were herein enacted.

Prohibition of unauthorised use of grade designation marks, and issue of certificates.

**3** (1) No person shall, except under the authority of a certificate in that behalf granted by a prescribed officer under this Ordinance, mark with a grade designation mark any scheduled article, or any covering which contains, or label which is attached to, any such article.

(2) Every certificate granted under this Ordinance shall be in the prescribed form and shall be subject to such conditions as may be prescribed.

(3) A prescribed officer may, upon such grounds as may be specified by regulation, refuse to grant a certificate under

this Ordinance to any person. An appeal shall lie to the Minister from such refusal, and the decision of the Minister on any such appeal shall be final and conclusive.

4 (1) Any person who acts in contravention of the provisions of section 3 (1) shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding five hundred rupees.

Penalty for  
contravention  
of Ordinance  
or regulations.

(2) Any person who, being the holder of a certificate granted under this Ordinance, contravenes any condition attached to the certificate, or acts in contravention of any provision of any regulation, shall be guilty of an offence and shall be liable to a fine not exceeding one hundred rupees; and the court which convicts such person may, in addition to any other punishment which it may impose for the offence, make order cancelling the certificate granted to him.

5 Any person who—

- (a) forges or counterfeits any grade designation mark; or
- (b) uses, sells, offers for sale, disposes of, or has in his possession, any grade designation mark, knowing or having reason to believe the same to be forged or counterfeited; or
- (c) makes any die, block, machine or other instrument for the purpose of forging or counterfeiting a grade designation mark; or
- (d) uses, sells, offers for sale, disposes of, or has in his possession, any die, block, machine or instrument, knowing or having reason to believe the same to be intended for the purpose of forging or counterfeiting any grade designation mark; or
- (e) uses in connection with any article whatsoever any mark of such a character or in such manner as to be calculated by reason of its resemblance to a grade designation mark, to deceive.

Penalty for  
forgery of  
marks and for  
manufacture,  
&c. of  
instruments for  
forging marks.

shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a term not exceeding two years or to both such fine and imprisonment.

6 The court which convicts any person of any offence under this Ordinance relating to the marking of any article with a grade designation mark may make order declaring that the article shall be forfeited to His Majesty.

Forfeiture  
of articles.

7 In this Ordinance, unless the context otherwise requires—

Interpretation.

- “agricultural produce” includes all produce of agriculture or horticulture, all articles of food or drink wholly or partly manufactured or derived from any such produce, and fleeces and skins of animals;
- “covering” includes any vessel, box, crate, wrapper, tray, or other container;
- “egg” means an egg laid by a domestic fowl or a domestic duck;
- “label” includes a band or ticket;
- “Minister” means the Minister for Agriculture and Lands;
- “prescribed” means prescribed by regulation;
- “quality”, when used with reference to any article, includes the state and condition of the article;
- “regulation” means a regulation made under section 2;
- “scheduled article” means any article for the time being specified in the Schedule to this Ordinance.

8 The provisions of this Ordinance shall be in addition to and not in substitution or derogation of the provisions of any other written law relating to or affecting merchandise marks or the sale of any scheduled article.

Savings.

#### SCHEDULE.

1. Fruit.
2. Vegetables.
3. Tobacco.
4. Coffee.
5. Eggs.
6. Dairy produce.
7. Hides and skins.

*Objects and Reasons.*

The object of this Bill, which is based on the provisions of the Agricultural Produce (Grading and Marking) Act, 1928, of the Imperial Parliament and on similar legislation in India, is to enable producers or vendors of the articles mentioned in the Schedule to the Bill to mark such articles with prescribed grade designation marks indicative of the quality of the articles sold.

It is intended that the Bill should apply, in the first instance, to the articles specified in the Schedule; but power will be taken to add to the Schedule any article of agricultural produce not mentioned therein.

2. The Executive Committee of Agriculture and Lands will be empowered under Clause 2 to make regulations prescribing grade designations for any scheduled article, defining the quality indicated by each such designation and specifying appropriate marks to represent the grade designations.

Where grade designations are prescribed in respect of any scheduled article, certificates will be granted to approved persons authorising them to mark any such articles with the prescribed marks; the manner in which articles are to be marked and other details as to the packing of such articles will be prescribed by regulation.

Regulations may also be made providing for the recovery, from the holders of certificates, of expenses incurred in connexion with the manufacture or use of any die or other such instrument necessary for the reproduction of grade designation marks or for the manufacture or use of coverings or labels bearing such marks.

3. Any person who, except under the authority of a certificate granted under the Ordinance, marks with a prescribed grade designation mark any scheduled article, or any covering which contains, or label which is attached to, any such article, will be guilty of an offence.

D. S. SENANAYAKE,  
Minister for Agriculture and Lands.

Colombo, October 25, 1939.

**NOTIFICATIONS OF CRIMINAL SESSIONS.**

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kurunegala, will be holden at the Audience Hall at Kandy, on Friday, December 1, 1939, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Kurunegala, October 28, 1939.

N. E. ERNST,  
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Badulla will be holden at the Court-house at Kandy, on Friday, December 1, 1939, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Badulla, October 30, 1939.

T. J. MENDIS,  
for Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kegalla will be holden at the Court-house at Kandy, on Friday, December 1, 1939, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Ratnapura, October 27, 1939.

R. M. DAVIES,  
Fiscal.

**NOTICES OF INSOLVENCY.**

In the District Court of Colombo  
No. 5,269 In the matter of the insolvency of D. T. Monsoor Sally of 557, Travelock road, Wellawatta, 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 November 28, 1939, for the declaration of dividend and appointment of auditor.

October 26, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.  
No. 5,433. In the matter of the insolvency of Nevis Fernando of 46/4, Wall street, Kotahena, Colombo.

WHEREAS the above-named Nevis Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by C. A. Dissanaiké of Cotta road, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Nevis Fernando insolvent accordingly; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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.

October 26, 1939. By order of court, C. EMMANUEL,  
Secretary.

In the District Court of Colombo.  
No. 5,434. In the matter of the insolvency of Tayoob Hadji Hassam of Main street, Pettah, Colombo.

WHEREAS the above-named T. H. Hassam has filed a declaration of insolvency; and a petition for the sequestration of his estate has been filed by V. A. Rahiman of Keyzer street, Pettah, Colombo, under the Ordinance

No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said T. H. Hassam insolvent accordingly ; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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,  
October 26, 1939. Secretary.

In the District Court of Colombo.

No. 5,435. In the matter of the insolvency of Omer Lebbe Marikar Ouvise of 78, Pamankade road, Wellawatta.

WHEREAS the above-named O. L. M. Ouvise has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by V. B. Kern of St. Anthony's road, Dematagoda, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said O. L. M. Ouvise insolvent accordingly ; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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,  
October 26, 1939. Secretary.

In the District Court of Colombo.

No. 5,436. In the matter of the insolvency of Sydney Bell of Minerva House, Colpetty road, Colombo.

WHEREAS the above-named Sydney Bell has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. C. Vasa of 102/1, Wolfendahl street, Colombo, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Sydney Bell insolvent accordingly ; and that two public sittings of the court, to wit, on December 5, 1939, and on December 19, 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,  
October 27, 1939. Secretary.

In the District Court of Colombo.

No. 5,437. In the matter of the insolvency of Mahatelge Manuel Dias of 375, Old Moor street, Colombo.

WHEREAS the above-named M. M. Dias has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Nagas Henage Simon of Old road, Mulleriyawa, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said M. M. Dias insolvent accordingly ; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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,  
October 28, 1939. Secretary.

In the District Court of Colombo.

No. 5,438. In the matter of the insolvency of Nawalage Paul Cooray of 12, Prause road, Kolonnawa.

WHEREAS the above-named N. P. Cooray has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by L. A. Perera of Egoda Kolonnawa, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said N. P. Cooray insolvent accordingly ; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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,  
October 30, 1939. Secretary.

In the District Court of Colombo.

No. 5,439. In the matter of the insolvency of Thomas McCallum Ambrose of 61, Galle road, Bambalapitiya.

WHEREAS the above-named T. M. Ambrose has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by E. R. Juriansz of 40, Elie lane, Mutwal, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said T. M. Ambrose insolvent accordingly ; and that two public sittings of the court, to wit, on November 21, 1939, and on December 19, 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,  
October 31, 1939. Secretary.

In the District Court of Kandy.

No. I. 43. In the matter of the insolvency of Maelge Edwin Perera of Dodanwela, Kandy.

WHEREAS Maelge Edwin Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Liyana Aratchige Pedrick Perera Appuhamy of Wattagama, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Maelge Edwin Perera insolvent accordingly ; and that two public sittings of the court, to wit, on November 10, 1939, and on December 8, 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, R. B. RATNAIKE,  
October 31, 1939. Secretary.

In the District Court of Kandy.

No. I. 44. In the matter of the insolvency of Pasikku Henedige Abraham Silva of Kandy.

WHEREAS Pasikku Henedige Abraham Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Simon Vitarana of Kandy, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Pasikku Henedige Abraham Silva insolvent accordingly ; and that two public sittings of the court, to wit, on November 10, 1939, and on December 8, 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, R. B. RATNAIKE,  
October 31, 1939. Secretary.

In the District Court of Kandy.

No. I. 45. In the matter of the insolvency of Veerakathi Manikkam of Huluganga of Madulkelle.

WHEREAS Veerakathi Manikkam has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Upatissa Abeygoonesekera Basnayake of Huluganga, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Veerakathi Manikkam insolvent accordingly ; and that two public sittings of the court, to wit, on November 10, 1939, and on December 8, 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, R. B. RATNAIKE,  
October 31, 1939. Secretary.



1939, in the presence of Mr. S. D. W. Nagel, Proctor, on the part of the petitioners above named; and (1) the affidavits of the said petitioners dated September 29, 1939, and (2) of the attesting notary and witness dated August 29, 1939, and September 22, 1939, having been read :

It is ordered that the last will of Rangesinghe Aratchige Aron de Silva, 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 petitioners in the said will and that they are entitled to have probate thereof issued to them accordingly, unless the respondents above named or any other person or persons interested shall, on or before November 9, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 3rd respondent be and she is hereby appointed guardian *ad litem* of the minors, the 1st and 2nd respondents above named, to represent them for all the purposes of this action.

October 10, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Frederick Arnold William  
No. 9,034. Toussaint of Colombo, deceased.

Mary Sybil Caroline Toussaint of Station road,  
Bambalapitiya ..... Petitioner.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 10, 1939, in the presence of Messrs. T. D. & E. L. Mack, Proctors, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated October 8, 1939, and (2) of the attesting witness dated October 9, 1939, having been read :

It is ordered that the last will of Frederick Arnold William Toussaint, 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 sole heir and 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 November 9, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 12, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Absolute in the First Instance declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Annie Cornelia Perera, deceased of  
No. 9,035. Layards road, Havelock Town, in  
Colombo.

THIS matter coming on for final determination before C. Nagalingam, Esq., District Judge of Colombo, on October 10, 1939, in the presence of Mr. T. A. Abeyewardene, Proctor, on the part of the petitioner, John Cyril David Perera of Layards road, Havelock Town, Colombo; and (1) the affidavits of the said petitioner dated September 26, 1939, and (2) of the attesting notary dated September 25, 1939, having been read :

It is ordered that the order of this court made on October 10, 1939, be made absolute and that probate of the will of Annie Cornelia Perera aforesaid be issued to John Cyril David Perera aforesaid on his tendering the usual Oath and Bond.

October 14, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the  
Jurisdiction. late Watuthaige Maria Alwis Hamine  
No. 9,041. of Pahlala Karagahamuna in the Adikari  
pattu of Siyaneperale, deceased.

Wewalage Joseph Serah Perera Hamine of Ihala  
Karagahamuna in the Adikari pattu afore-  
said ..... Petitioner.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 16, 1939, in the presence of Mr. D. R. de S. Abhayanayake, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 14, 1939, having been read :

It is ordered that the petitioner be and she is hereby declared entitled, as the only daughter of the above-named deceased, to have letters of administration to her estate issued to her, unless any person or persons interested shall, on or before November 16, 1939, show sufficient cause to the satisfaction of this court to the contrary.

C. NAGALINGAM,  
District Judge.

October 18, 1939.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Puthen Beetil Abdulla Haji, late of  
No. 9,048. Cochin in India, deceased.

Valappagath Cheriath Mammoo of Bankshall street,  
Colombo ..... Petitioner.

(1) Eledath Kunhamina, (2) Eledath Mariya Kutty,  
(3) Eledath Aysa Bee, (4) Eledath Aboo, all of  
Cochin in India, 3rd and 4th respondents are minors  
appearing by their guardian *ad litem* (5) P. Hussain  
Koya of 175, Bankshall street, Colombo ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on October 23, 1939, in the presence of Mr. John Wilson, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 23, 1939, (2) power of attorney dated June 28, 1939, and (3) Supreme Court order dated October 6, 1939, having been read :

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 3rd and 4th 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 attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before November 23, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 26, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Avissawella (transferred to  
District Court of Colombo).

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Daisy Elizabeth Ekanayake of  
No. 279/8,996. Lauriston, Station road, Wellawatta,  
Colombo, deceased.

Between  
Dr. William Adam Ekanayake of Lauriston, Station  
road, Wellawatta, aforesaid ..... Petitioner.

(1) Sheila Maria Elizabeth Goonewardene, (2) Hilary  
Felix Goonewardene, (3) Terence Shelton Goone-  
wardene, all of Marawila, (4) Christina Rosalind  
Goonewardene of Marawila, in the District of Chilaw,  
(5) Elaine Doris Ekanayake of Station road, Wella-  
watta, (6) Reverend George Benjamin Ekanayake  
of Colombo ..... Respondents.

THIS matter coming on for disposal before S. S. J. Goonesekere, Esq., District Judge of Avissawella, on August 17, 1939, in the presence of Mr. H. A. Abeyewardene, Proctor, on the part of the petitioner above named; and the affidavits (1) of the petitioner above named, the executor under the will of the above-named deceased, dated August 9, 1939, and (2) of the attesting notary and 2 attesting witnesses dated July 12, 1939, having been read :

It is ordered that the last will of Daisy Elizabeth Ekanayake of Station road, Wellawatta, Colombo, 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 named in the said will and that he is entitled to have probate thereof issued to him accordingly, and it is further ordered that the 4th respondent above named be and she is hereby appointed guardian *ad litem* over the minors, the 1st to 3rd respondents above named, and the 6th respondent above named be and he is hereby appointed guardian *ad litem* over the minor, the 5th respondent



above named, 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 17, 1939. S. S. J. GOONESEKERE, District Judge.

The date for showing cause against the within-mentioned Order Nisi is hereby extended to November 9, 1939.

October 11, 1939. C. NAGALINGAM, District Judge. D. C., Colombo.

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

Testamentary In the Matter of the Last Will and Testament of Don Thomas Ranasinghe, No. 3,064. Registrar of Welangana, deceased.

Dr. Don Abraham Ranasinghe of Welangana, presently of the General Hospital Colombo Petitioner.

Vs.

- (1) Wijetunga Mudalige Pabulina Margaret Wijetunga on her own behalf and as guardian ad litem of 5th to 9th respondents, minors, (2) Dona Mela Elizabeth Ranasinghe, (3) Dona Emma Esalina Ranasinghe, wife of Mutukuda Aratchige Don John Livinis Mutukuda, (4) Grace Margaret Ranasinghe, (5) Rosalin Perera Kasturaratne Ranasinghe, (6) Hanna Beatrice Ranasinghe, (7) Enid Somawathie Ranasinghe, (8) Don Carlos Ranasinghe, (9) Dona Nadana Soma Ranasinghe, all of Welangana; 5th to 9th minors by their guardian ad litem the 1st respondent, (10) Mutukuda Aratchige Don John Livinis Mutukuda of Heerlugedera on his own behalf and as guardian ad litem of the 11th respondent, (11) Mutukuda Aratchige Nalini Mutukuda by his guardian ad litem the 10th respondent Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq., District Judge of Negombo, on February 10, 1938, in the presence of Mr. E. W. de Zoysa, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner dated February 9, 1938, and November 9, 1937, respectively, and the affidavit dated July 20, 1937, of the 2 attesting witnesses having been read:

It is ordered that the last will and testament of the above named deceased No. 30,938 dated May 17, 1936, attested by J. W. P. Samarasekera, Notary Public, the original of which has now been 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 March 7, 1938, show sufficient cause to the contrary to the satisfaction of this court.

It is further ordered (a) that the 10th respondent above named be and he is appointed guardian ad litem of the 11th respondent, who is a minor, and also the 1st respondent above named be and she is hereby appointed guardian ad litem of the 2nd to 9th respondents above named, who are minors, to represent them for all the purposes of this action, and (b) that the said petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before November 6, 1939, show sufficient cause to the satisfaction of this court to the contrary.

February 10, 1938. T. WEERARATNE, District Judge.

28 In the District Court of Kalutara. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kalutantirige Cornelis Peiris Goonatilleke, deceased, of Bekkegama. No. 2,884.

Dona Johana Sewardane Hamine of Bekkegama Petitioner.

Vs.

- (1) Dr. Herman Peiris Goonatilleke, presently of England, (2) Leandra Abeyratne, (3) James Peiris Goonatilleke, (4) Albert Peiris Goonatilleke, (5) Richard Peiris Goonatilleke, all of Bekkegama Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on October 12,

1939, in the presence of Messrs. Thimanne & Meegama, Proctors, on the part of the petitioner, Dona Johana Sewardane Hamine of Bekkegama; and the affidavit of the said petitioner dated July 24, 1939, having been read:

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

October 12, 1939. W. SANSONI, District Judge.

33 In the District Court of Kalutara. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Jayanettikorallage Don Richard Appuhamy, deceased, of Pannila. No. 2,885.

- (1) J. Don Wilson de Bennett Appuhamy, (2) J. Don Robert de Edmund Appuhamy, (3) J. Don Winnie de Norbert Appuhamy, (4) J. Don Vivienne de Ensley Appuhamy, (5) J. Dona Lizzie de Violet Hamine, all of Pannila, minors, by their guardian ad litem (6) Dona Ellen de Alwis Suriyabandara Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on October 13, 1939, in the presence of Mr. N. H. de S. Wijesekera, Proctor, on the part of the petitioner, Dona Rosalind de Alwis Hamine of Pannila; and the affidavit of the said petitioner dated September 4, 1939, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of deceased, to have letters of administration issued to her, unless the respondents or any person or persons interested shall, on or before November 17, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that Dona Ellen de Alwis Suriyabandara of Maddogedera estate, Matugama, be appointed guardian ad litem over the said 1st to 5th respondents, who are minors, for all the purposes of this action, unless the respondents or any person or persons interested shall, on or before November 17, 1939, show sufficient cause to the satisfaction of this court to the contrary.

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

33 In the District Court of Galle, holding circuit at Balapitiya. Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Santiago Sactin alias Sydney de Silva, No. B 9. late of Ambalangoda, deceased.

Between

Urawatte Petiarambage Amarawathie de Silva of Uswellawatta in Ambalangoda Petitioner.

And

- (1) Santiago Somasiri de Silva, (2) ditto Hoover Dayananda de Silva, (3) ditto Padthma Dharmalatha de Silva, (4) ditto Santha Entiralatha de Silva, by their guardian ad litem (5) Urawatte Petiarambage Abraham de Silva, all of Uswellawatta in Ambalangoda Respondents.

THIS matter coming on for disposal before S. S. Jayawickrama, Esq., District Judge of Balapitiya on October 12, 1939, in the presence of Messrs. de Silva & Silva, Proctors, on the part of the above-named petitioner; and after reading the affidavit of the said petitioner:

(a) It is declared that the above-named petitioner is the widow of the deceased, and that she is entitled to have letters of administration issued to her accordingly.

(b) It is ordered that the above-named 5th respondent be appointed guardian ad litem over the 1st to 4th minors, respondents, for all the purposes of this action, unless the aforesaid respondents or any other person or persons interested in the above estate shall, on or before November 30, 1939, show sufficient cause to the contrary to the satisfaction of this court.

October 12, 1939. S. S. JAYAWICKRAMA, District Judge.



35 In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Muttiah Chetty Sabapathy of Chunnakam, deceased.

Nagaledchumy, widow of Muttiah Chetty Sabapathy of Chunnakam . . . . . Petitioner.

Vs.

(1) Sabapathy Santhalingam, (2) Sabapathy Rajagopal, (3) Dharmavathy, daughter of Sabapathy, (4) Sabapathy Arumuganathan, (5) Thilakambikai, daughter of Sabapathy, (6) Sabapathy Sanmuganathan, (7) Sabapathy Santhirasekaram, (8) Sabapathy Deva-rajah, (9) Jokambikai, daughter of Sabapathy, (10) Ramasamy Chetty Muttiah Chetty, all of Chunnakam . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on October 9, 1939, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner.

It is ordered that the above named 10th respondent be appointed guardian *ad litem* over the minors, the above-named 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, and 9th respondents for the purpose of representing them and acting on their behalf in the matter of the administration of the estate of the above-named deceased, and that the petitioner be declared entitled to letters of administration to the estate of the above-named deceased, and that the same be issued to her, unless the above-named respondents or any other person shall, on or before November 27, 1939, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

October 17, 1939.

C. COOMARASWAMY,  
District Judge.

33 In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of Joseph Rajapaksa of Beligoda- No. 1,619. pitiya in Meddemedeliya pattu of Kinigoda korale in the District of Kegalla, deceased.

James Rajapaksa of Maligatenna of Yatinuwara, Kandupalata . . . . . Petitioner.

Vs.

Thammanegoda Delankage Leelawatte Rajapaksa of Beligodapitiya aforesaid . . . . . Respondent.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Kegalla, on August 18, 1939, in the presence of Mr. Aelian Ondaatje, Proctor, on the part of the petitioner above named; and (1) the affidavits of the said petitioner dated on December 10, 1938, and (2) of the attesting notary dated January 5, 1939, having been read:

It is ordered that the last will of Joseph Rajapaksa, 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 named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondent above named or any other person or persons interested shall, on or before October 4, 1939, show sufficient cause to the satisfaction of this court to the contrary.

August 18, 1939:

H. A. DE SILVA,  
District Judge.

This *Order Nisi* is extended till November 15, 1939.

October 4, 1939.

H. A. DE SILVA,  
District Judge.